[Mr. Deputy Speaker]

Clauses 2 and 3 were added to the Bill.

Clause 1, the Enacting Formula and the Long Title were added to the Bill.

SHRI A. RAJA: I beg to move:

"That the Bill be passed."

MR. DEPUTY SPEAKER: The question is:

"That the Bill be passed."

The motion was adopted.

16.02 hrs.

DISCUSSION UNDER RULE 193

Recent Political Developments in the State of Uttar Pradesh

[English]

MR. DEPUTY SPEAKER: The House will now take up item No. 17 Shri Mulayam Singh Yadav.

[Translation]

SHRI MULAYAM SINGH YADAV (Sambhal): Mr. Deputy Speaker, Sir, situation prevailing in Uttar Pradesh is quiet serious. The coalition Government is ready to go to any extent for remaining in power. Democratic values, political courtesy and constitution have been sidelined and this minority Government is involved in looting, oppression and atrocities. Transfers of IAS and IPS Officers have been auctioned and you will be surprised to know that during last two months senior officers in Noida and Greater Noida have been transferred even within a fortnight. Within a period of three days or two days and in some cases within two hours, two or three dozen officers had been transferred for four times at different places. I feel that Governor is custodian of the Constitution in the State but here the Governor has been a mute spectator to these misdeeds to the Government and worked as protector of the Government. As per the report of Sarkaria Commission no active politician should be appointed as Governor but Governor of Uttar Pradesh is a resident of Uttar Pradesh and had been elected to Rajya Sabha from this State itself. As per the Government record his residence is—the resident of leader of Bhartiya Janata Party in Legislative Assembly. Now the whole House can think that how opposition or any person can expect justice from him in the matter of any activity against the Government. This is the situation of Uttar Pradesh today. In place of being custodian of the constitution he is custodian of the State Government. He has been functioning as per the wishes of the Government since he took charge as Governor. When people of Uttar Pradesh gave verdict against BJP and Samajwadi Party emerged as the biggest party when it should have been invited to form government there as happened here. The party of present Prime Minister did not get majority even then the then President late Shri Shankar Dayal Sharma invited him to form government. It is a different issue that the government fell after 13 days, we accepted that happily as provisions of the constitution were followed. But the elected Legislative Assembly was not allowed to work there and without caring for verdict of Public, President's rule was imposed for two months. In between the governor himself contacted legislators and Samajwadi Party was asked to prove majority. Several such issues have come before you. Supreme Court and several experts of many commissions have expressed their views that majority or minority cannot be decided in Rajabhavan but that should be proved in Legislative Assembly. Samajwadi Party also expressed this view but so far at the behest of Union Government the Governor has not given chance to Samajwadi party to form government there. Opportunist alliance having no Principle which blamed each other parties formed government through horse trading and lurement. This Government involved in looting. The State is in grip of draught and millions of rupees have been spent on useless things. The person like Ganga Bhakt Singh who worked with hon'ble Minister of Home Affairs and hon'ble Prime Minister in Sangh Parivar and Jansangh Party and who had been a Legislator from BJP and youth leader like Ramasheesh Roy, who is youth President of Bharatiya Janata Party and has been associated with Sangh Parivar and Bhartiya Janata Party are dissatisfied with performance of this government. They lodged complaints to the governor and their political leaders that the style of working of this government is not proper, Party is losing its public support and it has lowered the image of Bhartiya Janata Party. They expressed their resentment but nothing was done then they withdrawn their support from the party. Similarly, Seven independent legislators also gave in writing to the Governor regarding withdrawal of support from the Government and the State Government is in minority. Now as a spokesman the Governor said that still the Government have support of 210 legislators and it is in majority. This Statement should have been made by any

[Shri Mulayam Singh Yadav]

leader of BJP of VHP but not by the Governor. He says that 12 legislators have not withdrawn the support. I read what they have given in writing to the Governor.

Now this august House will decide that it is withdrawal of support or anything else. I would like to say that 12 MLAs of BJP have given in writing to the Governor.

> "It may be known that we, the MLAs who have earlier expressed our faith and given support to the present Government. Now this Government have started functioning in undemocratic, arbitrarily unconstitutional, irresponsible and unaccountable manner. We request you that in view of ensuring democratic conventions, constitutional provision and seeking clarification by State Government on the points raised here, the session of Legislative Assembly should be summoned at the earliest for getting vote of confidence."

Sir, it has been given in writing by 12 MLAs. They have stated that the government is in minority and it was heard by the whole country on electronic media and also broadcast on BBC that the Government was in minority and the Government should prove its majority in Legislative Assembly, but in place of summoning session, oppression was started by this Government and that also in such a manner which have not been seen by anyone in a democratic Government.

Mr. Deputy Speaker, Sir, the leaders, hon'ble MPs present here and hon'ble Prime Minister have also not heard about such oppressions. Shri Raghuraj Singh alias Raja Bhaiya, he is well known in whole Uttar Pradesh, had been cabinet Minister and who has extended his support to the Government for five years was sent to Jail on fictitious and false allegations. Earlier he was sent to Fatehgarh, Jail and then shifted to Banda Jail and nobody can meet him at all. In this way he has been tortured mentally and physically. He is being treated as a traitor or terrorist has been brought from Kashmir. Similar treatment is being met by his colleague Shri Dhananjay Singh, MLA, Shri Akshar Singh and Shri Pratap Singh and Ram Nath Saroj who are ex-servicemen. Both of them served the country on borders and are MLAs at present. They have been sent to Jail in the fake case of gangster.

His father is a king and lives in a palace. Police conduced raid but could not arrest him then he obtained stay from the High Court. I am telling you about only one family. He has ponds of hundreds of acres land which are teemed with fish. The water of these ponds has been drained out and it has been polluted. It has created irrigation problem and the whole water has been polluted. The Government of Uttar Pradesh is committing such deeds. And the Governor is giving blind support to such undemocratic action. Governor says that the Government have majority support.

Sir, I had said it that day also and I am saying it now that as the hon'ble Prime Minister said that party is in crisis and if the situation is allowed to continued we would have to meet the face of a particular party which I don't want to name. I congratulate him that he appreciated the situation and also spoke about it. He also said that the party is hankering after power and pleasures. He did not say it directly but only implied it. He almost said that the Government are in minority and the party is facing a revolt. I have been reiterating and I would like to make it clear in the House that the Samajwadi Party made no effort to topple the Government. I don't want to give names, but it is true that some people from both the Government and the opposition asked me that why despite witnessing that their party is on the verge of ruin I am inactive why I am not doing anything? I was even offered support to run coalition Government.

And when there was revolt in the party due to internal conflicts, misdeeds of the Government, corruption, repression, or atrocities the rebels were made to suffer by the Government. Samajwadi Party is committed to fight against atrocities whether the victim is BJP or any one, we have always fought against atrocities and in this regard also my party and I will fight.

When the BSP MLA Shri Jai Prakash Yadav withdrew his support from the Government he was declared a criminal and reward of Rs. 10,000 was announced for his capture. Continuously for eight days in Gorakhpur district, announcement were made from our jeeps that anybody who gets Shri Jai Prakash Yadav arrested or helps in his arrest will be given a cash award of Rs. 10000. Who would have thought the police officials would behave with people's representatives in such manner? Against this, 'Virodh Diwas' was organised on 11th and on the same date scrutiny of nomination papers for Rajya Sabha was to take place. As soon as the leader of Samajwadi Party, the Member of Rajya Sabha, the General Secretary and the Spokesperson of Samajwadi Party came out of airport and was about to board his car he was punched and forced out of it. The Keys of the car were also snatched. The second candidate, Shri Abu Azmi, who was just behind him, was also arrested and taken to an unknown place. He was later released at 7 o'clock. The two were not allowed to be present

during the scrutiny of their nomination papers. Shri Bhagwati Singh is a heart patient and he has undergone surgery. He has been a Minister three times, is a senior leader and a Member of Legislative Council, he was also dragged and beaten. Shri Sheeshpal Singh is an MLA and the General Secretary of UP branch of Samajwadi Party, he was also dragged by the police on road and ill treated. A sort of undeclared emergency is prevailing in Uttar Pradesh. Situation there has come to such a pass. Therefore I only want to say that a session of the Legislative Assembly be called. About three-four days ago hon'ble Governor issued a statement that Samajwadi Party should prove its Majority. I had to ask that am I supposed to prove Majority in his private room. The argument may be given that the party had not withdrawn support. Hon'ble Home Minister or Prime Minister may reply to it. I would request hon'ble Prime Minister to keep in view the deeds of the Government and the Governor while giving reply. Supreme Court has clearly observed in the S.R. Bommai case. I don't want to repeat all that because when the situation is dubious there is no question of being in majority or minority. The only solution is to call the session of legislative assembly and overcome the situation by proving the Majority. This is what the judgement says. They might say that they still have the majority, they have this much strength, their MLAs have only expressed their opposition and have not withdrawn support, but the doubt persists. And to remove exactly these kinds of doubts there is the judgement of Supreme Court in Bommai case. In line with the judgement, our demand was to call the session of Uttar Pradesh Legislative Assembly, but it was not accepted.

Mr. Deputy Speaker, Sir, they talk abut criminalisation. My opinion is that criminalisation cannot be checked by legislation. All of us do not honour our word always. If the legislation is made, all the criminals would contest elections and many among us would not be able to win. At the time of replying, hon'ble Prime Minister may clarify this point. I am not challenging the Government because I do not believe in throwing challenges. If the hon'ble Prime Minister can prove in his reply that a cabinet Minister in U.P. Government is not the most influential Mafia don in the police record in Purvanchal, then I would admire him. Second, their Chief Minister Shri Rajnath Singh had removed a Minister, and from his home, the son of a trader was arrested. The Minister was immediately dismissed, case was lodged against him and he was sent to jail...*(Interruptions)*. They indulge in Kidnapping themselves and accuse others of Kidnapping MLAs. You can inquire as to what is taking place in Lalitpur. Such people are now Minister. The Government was opposed by all those leaders and Legislators of BJP who were men with purpose. And their opposition reduced the Government to minority. Now they are being sent to jail. Situation has come to such a pass. Now, on 26th November, Chief Minister Mayawati went to the extent of saying that she could consider taking back Raja Bhaiya only if he apologises and repents and promises to tow the line of BSP. What is this...*(Interruptions)* It is quite immaterial what family Raja Bhaiya belongs to. What was the fault of his 72 year old father? Why his house was raided. Police chased him and he had to get out from backdoor. An award of Rs. 10000 has been announced for his arrest. This is the situation. Not only this, but hon'ble Prime Minister may not be aware of this, the murder of BJP leader Brahma Dutt Dwivedi have become MLAs. Now there are a dozen policemen protecting him and he is now a Minister of State. To what low level, BJP has reached. They are honouring murderers of their own leader. Now you can imagine the situation. That is why I am saying in the House, that it does not affect us only. The manner in which the police officials are being used against people's representatives is reprehensible. Hon'ble Governor asks us to prove majority. It may only be the election to Legislative Council. So may raids were conducted in relation to that election. Ransom of Rs. One Crore was demanded. Their own leader and the treasurer of Vishwa Hindu Parishad, Shri Nand Kishore Rungta was murdered and the accused is being let off with a view to garner votes. They have spoken a lot on criminalisation, but we have decided not to give tickets to persons with criminal background and we stood by that. I am proud at the fact that we did not give ticket to any such person. The ruin of their Party is certain and it would take place even if I remain silent. The wisdom of the people of India was evident during emergency. An American Magazine had written that the people of India may be poor and illiterate but they do know how to protect democracy. Decision was taken then, and decision will be taken now by the people, they may have as many alliances as they like. Running a Government is different thing, it is not a tough job whether it is run with the help of Sundry criminals or by creating terror. We know that the Government have vast powers. Today, the honest MLAs are being oppressed, their constitutional rights are being snatched and false charges are being levelled against them. All this is not only being witnessed silently by the Governor but also being supported by him. Even the leader of Opposition, Mohammad Azam Khan has not been spared and is being prosecuted on a minor issue. The leader of opposition holds a Cabinet rank. He even did not know when the case was filed against him. He came to know about this only when it was telecast on TV on 3rd day. Mohammad Azam Khan, Leader of Opposition, UP. Legislative Assembly is a leader

[Shri Mulayam Singh Yadav]

of Samajwadi Party, Earlier he was a member of Rajya Sabha, now a case has been filed against him.

[English]

MR. DEPUTY SPEAKER: Please take it seriously. Do not laugh like this.

SHRI MULAYAM SINGH YADAV: Mr. Deputy Speaker, Sir, you yourself can see it. We will only say that the MLAs of BJP, who have raised their voice strongly, have served the nation. There is a rampant corruption in the State and crores of rupees are being misappropriated. You and the Prime Minister both have condemned me though I was abroad. I though that you would not condemn me. We respect Dr. Bhim Rao Ambedkar and initiated a move to set up a village in the name of Dr. Bhimrao Ambedkar in U.P. in 1990, when BSP was not there. We made a provision in the budget for this. We had got a statue of Dr. Bhim Rao Ambedkar installed in front of the Uttar Pradesh Vidhan Sabha and provided a big bungalow to open a library in his name so as to propagate the ideology of Dr. Ambedkar and for this, we provided the funds. We also established Ambedkar University at the time of Pt. Narayan Dutt Tiwari. It is we who worked hard for all this. We also made an effort for making amendment in that in the interest of common people and backward class.

My only fault in that I have mentioned that instead of spending crores of rupees on setting up parks, a fund may be created in the name of Dr. Ambedkar and a provision of Rs. 20-25 crores may be made in the budget every year so that arrangement for providing education to poor children could be made. The talented children, who are not able to afford, may be sent abroad for studies. I have said that all such 34 guest houses which are being constructed to provide luxurious and extravagant life style are not meant for poor and dalit. Some other people will enjoy this. Once again, they are selling the hotels. The Uttar Pradesh Government is in the debt of one lakh crore rupees. Today, the roads are in a dilapidated condition in the State. We want to construct roads but the Minister in charge for roads says that they have no funds for repairing of roads. Now they are spending the money for parks. This is the situation there. First the 'Parivartan Chowk' was constructed and then demolished and now crores of rupees are being spent for its reconstruction. Then 'The Dhikkar Rally' was organised in the State, which was not against Samajwadi Party but it was against Mulayam Singh Yadav. I would like to know who all participated in that Dhikkar Rally? The Prime Minister went there. One of your senior leader who is also a senior Minister has written a book against Dr. Ambedkar. I have read that book. When that book was released, all leaders of BJP were present there. Perhaps you were not there. In that book, it was written that Dr. Bhimrao Ambedkar was a broker of Britishers. He used to take lakhs of rupees every month from the Britishers for criticising Gandhiji and upper caste people. He was against Gandhiji and the independence and the name of that Book is 'Jhoote Bhagwan ki Pooja". He took part in Dhikkar rally to condemn me. Who should have been condemned? The Chief Minister should have been condemned. The person who has written this book is at present a senior Minister. He is your friend and close to you and you never thought about this and went there for condemning me. I never expected this from you. Someone else could have gone. Shri Vinay Katiyar could have gone there. Never mind, he was the President, I treat him like my younger brother but the Prime Minister went there. The person who is Prime Minister today holds the charge of bureaucracy and the BJP organisation. You are in control of all the things and you went there to criticise me and when you were on the dias I was criticised and there is a tape to prove that. If I meet him sometime, I will ask the Prime Minister how he could listen to all that about me. People of other countries also know about these things. Everything cannot be repeated. That is a different thing but I want to say that this Government is unconstitutional and the acts of the Governor are un-constitutional. Today the Governor is acting as a spokesman and trying to save the Government. Today the oppression is going on in Uttar Pradesh, hence a demand has been made that the sitting of the legislative assembly should be summoned else you will have to face another election. You have 194 votes. Since Rajnath Singhji has resigned, you have been left with 193 votes. 23 members of the Congress Party did not cast their vote. Since one MLA of our party Shri Attik Ahmed was in jail, he could not caste his vote. Leaving aside these 24 votes, you have 193 votes only and I would like to ask on what basis you claim it to be in majority? If you say that 12 MLAs have not withdrawn their support then I would like to remind you of that judgement that when the Government develops a misconception it should clarify the same immediately by convening the sitting of legislative assembly and the majority should be proved. Today anti-constitutional acts are being committed in the State and they pose a great danger to the democracy. You will have to sincerely ponder over this issue that as to what will be the position of representatives of people in future. The Government Exchequer is being looted and the Government remains a silent spectator to it although the basic job of the Governor was to give direction to the Government and to

make efforts to stop wrong actions as also to call the Chief Minister. I had also been a Chief Minister. Whenever the Government had any confusion he used to call me and I used to remove his confusion and accepted his opinion. Today in UP the Government exchequer is being looted and it is lagging behind in the pace of development. Even Bihar would by-pass Uttar Pradesh in this regard. Hon'ble Deputy Prime Minister, Sir, if U.P. lags behind Bihar by 2-3 years in development then the entire responsibility would be yours because without your consent, your BJP can take no single step in Uttar Pradesh. There you are all in all. Since we respect you therefore, we don't want to say any such thing. Hon'ble Deputy Prime Minister, Sir, we request you to constitute a committee of Parliamentary parties and the Governor of the State should immediately be recalled from the State. I also request that the sitting of the Assembly should be called so as to remove the confusion prevailing in the State. If you have the majority then we will have no objection. But we request that sitting of the Assembly should immediately be summoned. Hon'ble Deputy Prime Minister, Sir, you are also Home Minister and if you want to maintain the dignity of the post of Governor then you should immediately remove such Governor. With these words, I conclude my speech.

SHRI CHINMAYANAND SWAMI (Jaunpur): Mr. Deputy Speaker, Sir, first of all, I express my gratitude to you for giving me an opportunity to speak on the political situation of Uttar Pradesh. I have patiently listened to the hon'ble member of the House Shri Mulayam Singh who has been the Chief Minister of Uttar Pradesh twice. I hope he and other members of his party would listen to me patiently. Uttar Pradesh has been witnessing political instability since 1989. When Shri Mulayam Singh Yadav got the Chief Ministership of Uttar Pradesh. He became Chief Minister of Uttar Pradesh for the first time on 5th December, 1989. At that time, our party was also supporting that Government.

SHRI MULAYAM SINGH YADAV: No, we had certainly compromised in Lok Sabha but not in Legislative Assembly. I had stated in the Legislative Assembly of Uttar Pradesh that neither their support was required nor we demanded it. At that time also we were enjoying a majority of 257 seats including Independents but excluding them.

SHRI CHINMAYANAND SWAMI: I agree with the clarification given by him but I would say that we had extended our support but they did not accept it. We had contested elections jointly and were hopeful that the tie up would continue even after the elections. But they make alliances with one party at the time of elections and switch over to other party later on. Hence, as per their habbit, they left us at that time and denied our support. As a result their party remained in power only for 1 1/2 years. Thereafter, they were no more the ruling party. Elections were held again and Bhartiya Janata party got the majority. Hon'ble Shri Kalyan Singh became the Chief Minister. That Government remained in power for more than 1 1/2 years and was dismissed on Ayodhya issue. Then President's Rule was imposed and elections were held again in the State. Shri Mulayam Singh came into power with the support of the party with whom he is unhappy today.

Sir, that Government also did not continue for more than 1 1/2 years. That alliance broke up and the Government met a very tragic end. Several incidents took place during that period including the shameful incident of Rampur Tiraha and what happened to Sushree Mayawati-the present Chief Minister of Uttar Pradesh has been discussed in the House time and again. There is no need to repeat it. Their party is still in the same habit. They have not changed. The entire country is aware of the assault on dalit woman but a dalit muslim member was also assaulted here in the House. We all are witnesses to that. He was a dalit belonging to a minority community.

KUNWAR AKHILESH SINGH (Maharajganj, U.P.): You are accepting that dalits are in minority.

SHRI CHINMAYANAND SWAMI: Akhileshji, the problem is that you do not listen to others. Please listen to me.

MR. DEPUTY SPEAKER: You should not address him. Address the Chair please.

SHRI CHINMAYANAND SWAMI: Just now Shri Mulayam Singh Yadav expressed sympathy towards Shri Brahmdatt Diwadi. He is the same person who had protected Mayawati at that time.

Mr. Deputy Speaker, Sir, Fourteen Governments have changed in Uttar Pradesh during the last 13 years. Chief Ministers kept on changing frequently. Some new members also joined the fray. A situation arose which not even the framers of our Constitution would have envisaged. They had made a provision of President's Rule for 6 months which could further be extended for 6 months. But the President's Rule continued in the State for more than one year and a constitutional crisis emerged. This incident took place during these 13 years. Another peculiar incident took place in the Assembly was

[Shri Chinmayanand Swami]

that on one occasion two Chief Ministers claimed the office. It was left to the House to decide who is the real Chief Minister. And the House decided it. The Chief Minister who came into power for just 22½ days has approached the court to get a status of an ex-chief Minister but no one is paying heed to him. I mean to say that politics there has been reduced to a mockery during the last 13 years and political instability has become a permanent feature in Uttar Pradesh. Hon'ble Mulayam Singh is rightly stating that Uttar Pradesh will lag behind even Bihar. It is not the leaders, Chief Ministers and Ministers who suffer due to political instability but the daily worker who earns his livelihood on daily basis, is the ultimate sufferer. He starves to death if he goes not earn for a single day. Political instability is the root cause of the pitiable condition of Uttar Pradesh and its roads about which Shri Mulayam Singh has mentioned here. History reveals that coalition Governments could not run successfully in this country. Such Governments were always tried to be toppled. I would say that the two parties join hands just to topple the Governments. This has happened in centre where the Government was toppled by a single vote. Hon'ble Shri Mulayam Singh was expecting same thing this time also. He thought that as they had given support to topple the Central Government, they will support us to topple the Uttar Pradesh Government. However, as they did not get any benefit by toppling the Central Government, this time they did not support them. Consequently, their dream to come to power could not be fulfilled. I do not understand as to why Governor is being blamed.

As Governor has invited Shri Mulayam Singh Yadav being the leader of single largest party to form the Government, in the same way the then Governor Shri Romesh Bhandari should have called hon'ble Shri Kalyan Singh being the leader of single largest party to form the Government. However, that policy was not adopted that time. Shri Mulayam Singh was very close to him and was his advisor too. He should have invited Shri Kalyan Singh. Then as per the provisions, the leader of the single largest party presented its claim to form the Government. Thereafter, a meeting of Legislative Assembly was convened where their majority was proved.

Mr. Deputy Speaker, Sir, after the elections in 1996, there was no Government in Uttar Pradesh for 6 months. The elected legislators had not taken oath. It was just like getting engaged but not getting married. Everyone was in dilema for six months. Nobody was ready to recognize them as legislators. Who created this situation? Was there not a constitutional crisis at that time? How the dignity of the Governor was kept intect at that time and is now in danger?

Family background does not qualify or disqualify a person for the appointment of a Governor. The members of a family be in the same field or in different fields, one may be the party leader, the other may be the General Secretary and other the future Chief Minister. There is no reason for constitutional crisis if the Governor and the leader of the Legislative Assembly belong to the same family. I would like to say that not only in the political life and his tenure on constitutional office but in his personal life, the Governor of Uttar Pradesh, Shri Vishnukant Shastri has never done anything against his dignity. He has led an examplary life. He never lied in his life.

Mr. Deputy Speaker, Sir, 217 MLAs were with Kumari Mayawati who had voted in favour of her in the Assembly. Out of that only seven MLAs have resigned. Even today she has the support of 210 MLAs. Hon'ble Mulayam Singh was asked to give a list of 204 MLAs supporting him. But he could not achieve that number. Meanwhile the election for Legislative Council came. I would like to submit him that had he the support of 204 MLAs hon'ble Governor would have taken him to seriously but he had the support of 183 MLAs only and their number could not increase. How did he presume that the Congress would support him in Legislative Assembly whereas the Congress people were not supporting him in the election for Legislative Council? He himself remarked in Lucknow that if the Congress supports him then he can form the Government within 24 hours. He had said that it was due to the Congress that they could not form the Government and they would not try to topple the Government. The newspapers have questioned about the intention of the dissident MLAs. Had they gone to meet hon'ble Governor for the protection of the democratic values? What was their objectives? I am not telling this rather such things are being reported in the newspapers. Whether it is BJP or Rashtriya Lok Dal or independent MLAs, the reason of discontentment among them is their lust for posts. Common people are well aware of this fact that it is due to the lust for power that they are switching their loyalty. I would like to submit that coalition Governments function. I would like to thank the people of West Bengal and Kerala especially Dada Somnath ji as they as running a coalition government in Bengal. Coalition Government perform well and portfolios are allotted as per the requirement. It is the prerogative of the Prime Minister and the Chief Minister that who should be appointed as Minister. For the last few years the political situation that is being created in Uttar Pradesh and the way Ministers are appointed or efforts are being made to become Minister is not healthy trend. At that time Hon'ble Mulayam Singh had alleged that Shri Rajnath Singh is having Jumbo Cabinet and all have been made Ministers.

That jumbo Cabinet was criticized. Regarding the present government in Uttar Pradesh hon'ble Prime Minister had desired that Kumari Mayawati should not form Jumbo Cabinet. Keeping in view the political situation and economic condition of the State, there should be a balanced cabinet. It was not good to incite discontentment among those who could not be included in the cabinet. The thinking of a national leader like hon'ble Mulayam Singh should have been liberal. It is against his dignity, integrity and status of him it involves himself at the time of crisis and brings the issue to streets. He should not do like this. Shri Amar Singh camped there and met BJP MLAs. Is it morality to encouraged discontentment and try to break other parties. These are not good things. I would like to submit that it is not proper. Even today I can say with firm determination that whenever there will be sitting of the Assembly, I am doubtful about what hon'ble Mulayam Singh is submitting in this connection. Mayawati ji will once achieve the vote of confidence. She will undoubtedly get the vote of confidence there....*(Interruptions)* I would like to submit that it has been alleged that Uttar Pradesh is lagging behind economically. I would like to say a little about the achievements made by Kumari Mayawati Government during the last six months.

Mr. Deputy Speaker, Sir, I would like to talk about the finance. During the first six months of the current financial year there has been 17.4 percent increase in the revenue collection till 30 September. There is 12.4 percent increase in tourism revenue in the first six months of the current financial year. Till 30th September Rs. 628.43 crore were collected while during the last year this revenue was Rs. 559 crore. In comparison to the last years collection, Rs. 221 crore more revenue has been collected in stamp department in the first six months of this year. Similarly loss in consolidated funds has reduced. This loss has reduced to the tune of Rs. 1868.63 crore. Hon'ble Mayawati has prepared schemes to spent Rs. 2132.24 crore on rural development. Upto 31st August, Rs. 1803.55 crore were deposited through the national saving scheme in six months while last year during the same period only Rs. 182.89 crore were deposited...*(Interruptions)* Whichever party was in the power, there is no need to make any comment. Development is a gradual process and we are gradually proceeding towards development. In comparison to the pervious year we have progressed. Similarly till 30 September Rs. 3203.82 crore have been collected on account of trade tax, while during the similar period in the last year Rs. 354 crore were realized. I would like to talk about the industrial development. The proposals to set up 99 industries involving Rs. 451 crore were received in the mid of the year 2002. As a result of this 11 thousand people were expected to get employment. Among the proposals, proposal for 98 industries involving Rs. 449 crore and the letter of intent for Rs. 2 crore was also included. A target of 12.36 percent growth rate in the industrial sector was fixed for the Tenth Five year plan.

I would like to submit that the country had accepted the non-violence of Gautam Buddha- "Ahimsa parmodharma'. 'Chakra' was established after deriving it from 'Dharmchakra' of Gautam Buddha but we have not given respect to Buddha in our country till now that we should have given him. Kumari Mayawati has paid rich tribute to the preacher and propagator of nonviolence by way of establishing Gautam Buddha University at NOIDA with cost of Rs. three hundred crore. There is no other example to it.

Special relaxation has been provided to the units in the export sector which have investment of more than Rs. 10 crore. A revenue of Rs. 2760.43 crores has been realised in the energy sector during the last six months. Similarly the measures taken to ensure 8 hour supply of electricity in rural areas are being implemented. I would like to submit that between May and August there was a record generation of 7238.68 million unit of electricity. A 420 megawatt power generation station was set up at Parichhha. Similarly works were undertaken towards improving the irrigation system with the cooperation of the World Bank. I would not like to go in detail. However, I would certainly like to submit that in the field of education 1700 cases of recongition of schools were lying pending which were disposed off. Similarly clarifications were sought from principals of those 1747 schools having less than 20 percent result and they were asked as to why quality of teaching in those schools was below standard...*(Interruptions)*

[English]

SHRI BASU DEB ACHARIA (Bankura): Sir, I am on a point of order...*(Interruptions)*

MR. DEPUTY SPEAKER: Shri Basu Deb Acharia, he is not yielding.

...*(Interruptions)*

SHRI BASU DEB ACHARIA: Sir I am on a point of order....*(Interruptions)*

[Translation]

SHRI SHEESH RAM SINGH RAVI: Nobody is listening the praise of a Dalit...*(Interruptions)*

[English]

MR. DEPUTY SPEAKER: Shri Chinmayanand Swami, he is on a point of order.

...(Interruptions)

[Translation]

SHRI BASU DEB ACHARIA: My point of order is that when a Member quotes something from a book or a document then he should also mention about the source of the information.

SHRI CHINMAYANAND SWAMI: Mr. Deputy Speaker Sir, I am not delivering a speech and I have every right to quote from the book.

[English]

MR. DEPUTY SPEAKER: Shri Chinmayanand Swami please mention the Book's name.

...(Interruptions)

[Translation]

SHRI CHINMAYANAND SWAMI: The name of the book published by Soochna Evam Prasaran Vibhag, Uttar Pradesh, Lucknow is Uttar Pradesh Pragati Evam Samridhi ke Chhey Maah. I am quoting from it.

The area under sugarcane increased by 53 per cent in the State and during the last sugarcane crushing season 52.49 lakh tonne of sugarcane was crushed, but for a few sugarcane growers payment was made to all the sugarcane growers. With these words, I would like to conclude by making submission about roads...*(Interruptions)* Nowadays, every village of the State is being provided connectivity by metalled road under 'Pradhan Mantri Gram Sadak Yojana'.

I will conclude after saying two more things. As far as atrocities are concerned if anybody has understood atrocities in right perspective, it is we people. In 1989, when they were in power.

17.00 hrs.

I was put into the jail. I would like to know what had I done, due to which I was put behind the bars and was kept in jail for months. What was my crime? I would like to say that in 1989 all the Shankaracharyas and all the Mahamandaleshwars in the country were imprisoned. Whatever is happening to Raja Bhaiya and other people, if is against law, is wrong and condemnable and should not happen. In these circumstances, as far as the question of criminalisation is concerned, everybody knows that Umakant Yadav had indiscriminately fired and killed many people at Shahganj station. And he was elected MLA on your party's ticket...*(Interruptions)*

KUNWAR AKHILESH SINGH: I would like to mention that Umakantji was not elected as MLA on Samajwadi Party's ticket...*(Interruptions)*

MR. DEPUTY SPEAKER: Please sit down. He is not yielding.

SHRI CHINMAYANAND SWAMI: In 1989 Shri D.P. Yadav was Minister in your Government. First time criminals were made Ministers and MP by your party. It is the Samajwadi Party which initiated the criminalisation of politics. Therefore, if criminalisation of State has to be stopped, then the Government being run under the leadership of Mayawati should continue in the State, otherwise whenever, the power goes into their hands, even the people sitting here in Parliament will not remain safe. I do not want to say anything more than this.

SHRI SHRIPRAKASH JAISWAL (Kanpur): Mr. Deputy Speaker, Sir, I would like to express gratitude to you for giving me an opportunity to speak on the discussion under rule 193. Uttar Pradesh is the most populated State of the country. Uttar Pradesh is the birth place of Pt. Jawaharlal Nehru who changed the course of history is the 'Karambhoomi' of Smt. Indira Gandhi and is the native State of our hon. leader Shri Rajiv Gandhiji, Dr. Ram Manohar Lohia, Acharia Narender Dev, Shri C.B. Gupta, Shri Banarsi Das Gupta, Shri Kamlapati Tripathi and Shri Hemwati Nandan Bahuguna but is in shambles at present...*(Interruptions)*

MR. DEPUTY SPEAKER: There is a time constraint. Therefore, please do not interrupt.

SHRI SHRIPRAKASH JAISWAL: I express my gratitude to you for giving me an opportunity to speak during the discussion on Uttar Pradesh. The saga of miseries of Uttar Pradesh began in 1989. During the 40 years of Congress rule in Uttar Pradesh, many employment opportunities were created, many Government mills were set up, the problem of unemployment was being rooting out by generation of employment opportunities and Uttar Pradesh was ranked 9th among Indian States but during the last 13 years, the State has

gradually slipped to 18th or 19th position. This unfortunate situation prevailed because since 1989 no stable Government could be formed in Uttar Pradesh.

The hon. Member who spoke before me said that during the last 13 years, the Governments were changed 14 times and during the 40 years of Congress regime, the Governments were changed only 13 times. This is the result of the way Uttar Pradesh has administered during the last 13 years, the way SP, BSP or other political parties tried to come to power in Uttar Pradesh, tried to create their own vote banks but they did not made any efforts to ameliorate the lot of the people and to generate employment opportunities for the people.

The hon. Prime Minister had announced that in the country every year employment opportunities to one crore people will be provided. In proportion to the population of Uttar Pradesh in the country, employment to at least 10 lakh people every year in Uttar Pradesh must be provided. Today, instead of 10 lakh people getting employment in Uttar Pradesh every year 5 to 10 lakh people are becoming unemployed in Uttar Pradesh, whosoever might have been the Chief Minister in Uttar Pradesh it is the BJP which is calling the shots for the last seven years. Therefore, BJP is solely responsible for the sorry state of affairs in Uttar Pradesh. Now all the industrial units of Government sector in Uttar Pradesh have been shut down. All spinning mills of Uttar Pradesh Government have been shut down. More than half of sugar mills in Government sector have been shut down. Sugarcane farmers are distressed. They are committing suicide. During the wheat procurement season wheat is purchased through middle-men. Even during the paddy procurement season all procurement of paddy is done through middlemen. The farmers get only 65 to 75 per cent of remunerative price of paddy, rest is concerned by middlemen. Gradually, the condition in Uttar Pradesh has become very bad. I do not know from where the hon. Member who spoke before me was quoting...*(Interruptions)*

SHRI CHINMAYANANAD SWAMI: This book published by the Government...*(Interruptions)*

[English]

MR. DEPUTY SPEAKER: Shri Prahlad Singh Patel, please resume your seat.

...*(Interruptions)*

MR. DEPUTY SPEAKER: Please do not disturb now. We are already short of time.

...*(Interruptions)*

MR. DEPUTY SPEAKER: Please resume your seat.

...*(Interruptions)*

[Translation]

SHRI SHRIPRAKASH JAISWAL: The book published by the Uttar Pradesh Government is not less than a 'Puran'. The difference lies in the perspective from which you see the things. In last 13 years, increase of even a single unit of power generation has not been recorded. While during the same period, the demand for power has doubled in Uttar Pradesh. In this scenario how requirement of power will be met, how factories would run and how industrial production will increase?...*(Interruptions)* If it is so, then Uttar Pradesh will continue to face such difficulties, till Congress comes to power in the State. They day Congress comes to power in Uttar Pradesh, its condition will turnaround...*(Interruptions)*

SHRI RAMANAND SINGH (Satna): If you intend to shape future of U.P. you should feel ashamed. That is not at all possible...*(Interruptions)*

SHRI SHRIPRAKASH JAISWAL: Mr. Deputy Speaker, Sir, I will speak if you permit, else I won't.

For the last 13 years no plant whether of public sector or private sector has been set up in U.P. as there is no encouraging situation for industrial growth and power generation here. The Government is closing down its plants one by one like all the mills of NTC and BIC have been closed one by one in a State having the population of 13 crore. The Government is willing neither to sum the mills of NTC nor of B.K. No. industrialist from private sector want to set up industry in Uttar Pradesh and the no multi-national company is willing to set up its unit there. Only one industry that is politics is getting boost there because of the political sycophants and continuous political situations. Unemployed youths become the protege of politicians and the politicians train them in the art of making money through breakerage in offices, be it district supply offices, police stations, bunglows of SSP or DOM and feed their children. It is due to the reason that Uttar Pradesh has reached in such a state of misery which no Indian would have ever imagined. The credit for all this goes to those leaders of Bhartiya Janta Party who gained power by misleading the people of Uttar Pradesh in the name of religion and since the time when the people of Uttar Pradesh have been taken for a ride in the name of religion, they are under illusion that the political situation in Uttar Pradesh has not been brought to the right track. I am saying this because

[Shri Shriprakash Jaiswal]

Congress is hurt most due to the deviation of Uttar Pradesh from the path of development. Congress is feeling this pain because Congress not only struggled for independence of the country but also made Uttar Pradesh reach the pinnacle of industrial production. As long as Uttar Pradesh was ruled by Congress the law and order situation there...*(Interruptions)* Hence in political perspective we accord top priority to the progress, development and political decay in Uttar Pradesh which has occurred during the last 13 years.

Now I come to the development which has taken place in Uttar Pradesh during the last one month as one of my friend was indicating me to quickly come on to that. Some MLA's of BSP, BJP and some independent MLA's wrote a letter to the Governor regarding their withdrawal of support from Mayawati Government. At that time also Congress had demanded the Governor of Uttar Pradesh not to decide as to which party has the majority and which not from the Raj Bhawan because it is not a healthy tradition. The decision as to whether the Government is in majority or in minority should be taken on the floor of the House. The session of the Legislative assembly should be summoned to ascertain that whether the Government is in majority or minority. However, hon. Governor used to issue a bulletin every week that Uttar Pradesh Government is not in minority. There was no need to issue any bulletin or certificate in this manner. The matter reached its climax when the ruling party secured 193 votes in the by-elections of legislative assembly. The leaders of BJP and BSP claim that their candidate won but who denies it but how can their Government which secured 193 votes can remain in power...*(Interruptions)*

SHRI RAGHUNATH JHA (Gopalganj): He should tell why did he not vote. Tell to the House as to why he was absent...*(Interruptions)*

SHRI SHRIPRAKASH JAISWAL: I would tell the Hon. Deputy Speaker why did I not vote and also when will I vote. Congress is not afraid to use its voting right and take steps only at the opportune time, neither before nor later. The Government which has secured 193 votes in the assembly of 402 seats...*(Interruptions)* Katiyarji many-many thanks. It means you are accepting that mistake has been committed. Congress had explicitly said that the Governor should have asked the Chief Minister to prove her majority by calling the session of the Legislative assembly. I do not intend to criticise him or pointing finger at his ability but if he does not maintain the dignity of his post and protect the constitution then people would certainly criticise and we also doing the same.

I demand from him to summon session of the Legislative Assembly. Most unfortunate thing is that many events have occurred in Uttar Pradesh during the last one month and the legislator against whom serious allegations had been levelled is roaming scot free as he was extending his support to the Government and the legislator opposing the Government were put in to jail. I do not rise to issue certificate to my legislator that he is guilty or not but I would certainly like to ask as to why a person who served as MLA for 5-6 years and also assumed charge of a minister was made guilty soon as he raised rebellion and if he was really guilty then why was he given ticket and made the Minister. Similarly all charges against those legislators who supported you, were withdrawan. I mean to say that when a legislator opposed the Govt. he became guilty and was put into jail and during the course of his support to the Government, he has not been called like that. The Uttar Pradesh Secretariat is functioning like a corrupt police station in which the incharge arbitrarily keeps one in lock up and also free one from the lock up. The same situation is being created by the Government of Uttar Pradesh today. 17 crore people of Uttar Pradesh are witnessing this indecent and naked act. People discuss that what sort of Government, what sort of Chief Minister is this, who is imprisoning and releasing people at her will and forcing people to support it. Today U.P. is reeling under such situation. Through you, I only wish to submit that today U.P....*(Interruptions)*

SHRI RAMANAND SINGH: Emergency by Indira Gandhi...*(Interruptions)*

MR. DEPUTY SPEAKER: Speaker only when your turn comes.

SHRI SHRIPRAKASH JAISWAL: We did not have high hopes from this Government but at least it was supposed to protect the dignity of dalits as the hon'ble Chief Minister herself is a dalit. But the number of cases of atrocities against dalits during last six months in UP and their present condition has dashed this hope. Our youth leader Ms. Priyanka Gandhi was in Amethi recently. She was there to ascertain the condition in which people line. She was told by hundreds of dalits that powerful persons have occupied their land the present dalit Chief Minister is doing nothing to protect them. When she tried to further their struggle then all the senior level police officers were sent to Amethi so that their misdeeds are not exposed. I am quoting only Amethi's example. Similar situation exists in all the constituencies of UP. Everywhere the houses and lands of the dalit are being snatched. Dalits are being subjected to severe repression and the

present Chief Minister Ms. Mayawati is turning a blind eye to such incidents only to save herself, secure her chair by ensuring continued support of a communal party like BJP. High Court had refused to hear cases against Shri Advani, Shri Joshi and Ms. Uma Bharati due to a technical fault in the notification of UP Government and in the course of her election campaign, the same Ms. Mayawati had announced in every nook and corner of UP that on coming to power, she would remove the technical fault in the notification and the cases against the three leaders would start again but when she became Chief Minister with the support of Bhartiya Janta Party and with the blessing of those three leaders, she now says that there is no need to start cases against them now. There is no need to amend the notification. When everything is being done for the sake of power, for the sake of chair, the only concern for the Government is to survive. It is not concerned with the welfare of the people of Uttar Pradesh. There is only one point programme that the Government in Uttar Pradesh should survive at all costs even though horse trading. The Government of Uttar Pradesh is running on this line. That is why the Chief Minister of Uttar Pradesh is reluctant to face Legislative Assembly to prove her majority.

We are not making demands for the dismissal of the Government of Chief Minister of Uttar Pradesh. Our demand is that Governor be asked to discharge his responsibility because as per established conventions of the democratic process, if any State Government is seen be in minority then it should be directed to prove its majority and this is the responsibility of the Governor hence hon'ble Governor of Uttar Pradesh should abide by this. Such instruction should be sent by the Union Government. I demand that you direct the Union Government to issue such an instruction. Session of Uttar Pradesh Legislative Assembly should be summoned and the Government prove its majority there. If the government proves its majority, who can object to its continuance and they run Government, make more Ministers, distribute departments as per her wish, we have no objection. But if the Government are in minority, it should prove its majority on the floor of the Legislative Assembly.

17.26 hrs.

[DR. RAGHUVANSH PRASAD SINGH *in the Chair*]

My request is that such instruction should be issued to the Governor of Uttar Pradesh. With these words I conclude.

[English]

SHRI SOMNATH CHATTERJEE (Bolpur): Mr. Chairman, Sir, I rise to participate in this discussion with some sorrow because ordinarily we should not discuss the affairs of the State in Parliament. But it seems that we cannot help discuss this issue. Therefore, I am not surprised that we are called upon to take part in a discussion like this.

Under the present dispensation, it now appears that every aspect of our national life, particularly political life, as well as educational and cultural seems to have been polluted, and the Indian political ethos has reached its *nadir*. I cannot think of its going down further. This sordid state of our democratic polity is because of the opportunistic alliances that we are having these days.

Swamy Chinmayanandji was kind enough to refer to the Left Front in West Bengal and Kerala. The Front is there because there are some principles behind it. You may agree with us or you may not agree with us, but we have come together on the basis of certain ideologies, certain principles and certain objectives.

I would like to know what is the principle behind their alliance either in the present Government ruling this country or the one that has been now formed and is ruling Uttar Pradesh. Sir, ideology has been jettisoned openly by no less a person than our most respected Deputy Prime Minister. He said that in a coalition, ideology has become irrelevant. It suits his purpose.

Sir, they have been gloating that from two seats and they became 86 because their party had adopted certain policies. And through *Rath Yatra* of Advaniji, they have come to power. I admire Advaniji. I have known him for the last 31 plus years. I had the privilege of working with him and with Vajpayee in that Election Committee when we first came in 1971. Those were the great moments of the Indian Parliament.

However, since then any and every ally is permitted. Shri Advani has very clearly said that because of *Rath Yatra* they are in power. I believe that he said it somewhere in Punjab. I appreciate his candour. But what is happening to the country—the policies and programmes of the country? You proclaimed yourself to be a party with a difference. Difference in what? So far, trying to grab power, to remain in power by any and every means, seems to be the only differentiating factor.

Now, I would like to know from my friends here, who are supporting this Government, what is it that is

[Shri Somnath Chatterjee]

keeping them together, except power. I do not know what is the common factor between the BSP and BJP or even BJD and the BJP. I do not know which branch of BJD that hon. Member is now.

SHRI PRASANNA ACHARYA (Sambalpur): I am in the real one.

SHRI SOMNATH CHATTERJEE: Is it? Good. But you are still with them.

I would like to know this with all sincerity. This is not to try to score a political point. What is it that is keeping you together, except that you want to share the spoils of power? The inevitable result is this. We knew that when this musical chair system of six-monthly Chief Ministership in UP earlier was developed, that was one of the most shameful days of Indian politics. We are trying to divide it, the Chief Ministership to remain in power, every three months or six months.

Then, they separated and became the sworn enemies. I remember that Shri Vajpayee's Government fell and became minority when Kumari Mayawati voted openly against it. She said so. I am sure that Shri Rashid Alvi was also there and he also voted against the Government, the Government that failed. Then why again similar combinations are being developed in one State or the other? What is this combination looking up to?

We had been blamed by Shri Advani times without number that we are pseudo-secular. Of course, the circle has turned around and he is now pseudo-secular, according to the VHP. Probably, he may choose some other phrase for us, at least not pseudo-secular, which has become very stale...*(Interruptions)* That is what I am saying. I do not know whether we are in good company or they are in good company.

During the elections, the BJP and BSP fought like Kilkenny cats—no holds barred. Shri Jaiswal has reminded us how she had promised to rectify the wrong in that notification regarding the trial of three of the most eminent Ministers of the Cabinet.

Now, after a few months, when no combination could come, suddenly we find this thing happened. Fourteen votes are very important here, I know. Therefore, Shri Vajpayee could not resist the temptation of 14 BSP votes here. Therefore, somehow or the other, he ingratiated himself.

SHRI RASHID ALVI (Amroha): It is not 14. We are 16 now; two have joined us.

SHRI SOMNATH CHATTERJEE: Very good. I wish you well. Get some more from BJP also.

Then, for so many months, nobody was called. There must be some basis of calling a party to form the Government after fresh elections. The present Governor of UP is a very dear personal friend of mine. He is from my State; he was in my class in the University.

[Translation]

SHRI MULAYAM SINGH YADAV: Please make amendments in it. He is a Rajya Sabha Member from Uttar Pradesh and his name also figures in the electoral roll here. How can he belong to here?

SHRI SOMNATH CHATTERJEE: That is how it is. It is common in this country.

[English]

I have been opposing this but we are in a minority. Congress is also supporting that. The Samajwadi Party—where you like him or not; we know very well you do not like him—became the largest single Party. Who is to decide? The Constitutional position is no longer *res integra*. This Constitutional position is no longer uncertain or unsettled. The position is settled now. I need not rely only on the decision of Dr. Shankar Dayal Sharma who applied that formula, although we had reservations at that time, that the largest single majority Party should be called. We had said that Shri Vajpayee should not have any political or moral right to come and occupy this seat because at no point of time he had majority or had any hope of acquiring majority. It was proved after 13 days that he had no majority. Thereafter, for 13 days, maybe, according to political connotation there was unauthorised or immoral occupation of that important Chair, but Constitutionally he was entitled because the President of India had called him and given him the opportunity to form the Government. He formed the Government. It was one of the acts of shame. The last action of the Government was to permit Enron guarantee knowing that they were going to lose the Office. However, this is a different story. Why they should not have been called? If they could not have proved majority, they could have gone out of it. You cannot allow horse trading to go on. You cannot allow any and every combination or juxtaposition of forces. If it suits the Party you support, then we shall be very happy. This is precisely what has happened. I am sorry to say that my friend in Raj Bhavan has not clothed himself in glory. He has not maintained the spirit of the Constitution of India. Bommai case has no relevance to him. We all swear by the Supreme Court.

What was his advice? What was the basis on which he took this decision?

Our grievance is, you cannot take *ad hoc* postures on the basis of your personal or political consideration. It has to be in public interest. Like the formation of Governments in the Centre and the State, you cannot take *ad hoc* postures or *ad hoc* decisions and only time-serving attitude. This is taking us lower and lower down. That is why we hear all sorts of complaints about the persons who though not properly elected are being elevated to the Ministerships. We do not know many of them. We hear about them.

This is the unique thing which is going on in Uttar Pradesh - 'If you side with me, you are a good man and if you oppose me you will be in jail'. Is this becoming the Indian politics today? How dirty it will become? We have not much presence now in Uttar Pradesh. We are not the deciding factor but certain basic formulations, basic postulates should be there which should govern the Indian politics. We rightly say that this is a country with great traditions, a country with immense resources and the finest pool of talent. Every country in the world says, 'well, India has immense future'. But today the greatest agony is that Indian politics is being hated by young people. Politicians are becoming laughing stocks. We have become embodiment of corruption.

Now-a-days, we have to prove that we are honest and that we are not dishonest. We were invited to attend a television show before the last General Elections to meet a gathering of young boys and girls who had become first time voters. A question was asked to them as to what they hated the most. They replied that they hated politicians the most. This is the impression of young people of this country about politicians. We are treated as crooks and corrupt people. Sir, that is why a time has come for us to think. Where is this attitude for immediate loaf of power taking the country? Shall we compromise with every principle and every constitutional norm just for the purpose of getting into power by hook or crook and more by crook than by hook. Together, we had been fighting against Shri Sukh Ram. But lo and behold, we find he becomes your biggest ally! He has become the Deputy Chief Minister in a State which you are governing. Even this new Democratic Forum has been formed with one of the hon. Members who is mostly in jail. You have openly invited them and included them in the NDA. Thomas is not present here. I sympathise with him. Somebody who is a Member of Parliament fled from a Nursing Home and the police is searching him. They are your coveted allies. How can you teach people about morality, political probity, and honesty?

Sir, my friends from Tamil Nadu are there. DMK and AIADMK keep fighting all the time. Let them fight. I have no particular choice. But now both of them are together. One is getting the benefit of power and the other is getting the benefit otherwise to be with the power because she has to be exonerated, and poor Shri Vaiko has become the victim. This type of chicanery is going on in this country. We are denuding ourselves. We are setting examples for the future generations. What will they aspire and strive for? That is why, they say that let us remain outside politics. Let us go, if possible, outside the country and try to save us.

Therefore, I demand that even at this late hour, it is the incumbent duty of the Governor of Uttar Pradesh to immediately give an opportunity to the Members to decide on the floor of the House where they really belong to. Raj Bhawan is not their place of activity. They should be given an opportunity to express their views inside the House. The result of the Council election provides more than ample and objective material to show that *per se* it is not enjoying the majority support. It should not be allowed to continue in this fashion unless they get the support of the majority of the House.

Mr. Chairman, Sir, longer this uncertainty continues, longer will be the agony of not only of Uttar Pradesh but also of Indian politics. We are all proud of Uttar Pradesh. It is one of the finest States in India not only in size but also in number of people. It has produced giants in various fields like politics, literature, history, science, etc. It has produced legal luminaries like Tej Bahadur Sapru.

Most eminent historians have come from Uttar Pradesh, apart from, of course, so many Prime Ministers that the State has given to this country. Therefore, this uncertainty should not continue and the agony which has been expressed by my friends here should be removed.

17.45 hrs.

[MR. SPEAKER *in the Chair*]

I have got a newspaper publication where it has been stated as to what is the state of economy in Uttar Pradesh. Therefore, sooner this uncertainty goes, the better it is. In all humility I request my friend in the Raj Bhawan of Uttar Pradesh that he should immediately think for himself and not be guided by his mentors in RSS.

This is the misfortune of this country. They have not only saffronised the textbooks, they have also saffronised Raj Bhawans, apart from the entire cultural milieu of this country. This country has been pauperised. The great

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concept of India's unity and integrity has been trivialised. Indian politics has become commercialised because now it is the policy of give and take — '*quid pro quo*'. This policy is becoming the greatest handicap for India's development. This Government has glamourised corruption. We have now become a land of scams.

Last but not least, even the media has not been spared. Even a section of the media which has the courage to stand up is being terrorised. We must come out of this. I appeal to all sections of the House to please do not treat everything on the basis of one's immediate partisan interest. There is nothing greater than this country, which is India, and there is nothing greater for this country than the democratic polity. Therefore, I request everybody to uphold the democracy in its true letter and spirit.

[Translation]

SHRI SHYAM BIHARI MISHRA (Bilhaur): Mr. Speaker, Sir, first of all I would like to thank you for giving me the opportunity to speak in the discussion on Uttar Pradesh.

During the course of discussion, the leader of Samajwadi Party, Shri Mulayam Singh Yadav described the conduct of hon'ble Governor as dubious, made comments on him and said that his was the largest party and he was not called to form the Government. Then he said that his views were not heard and so on and so forth.

Shri Swamy was right in saying that Uttar Pradesh is going through a phase of political instability and the person responsible for it is Shri Mulayam Singh Yadav from 1989. Now, in the midst of all the uncertainty whenever a dalit sister was sought to be installed as the Chief Minister of Uttar Pradesh with the support of Bhartiya Janta Party, this is the third occasion—he tried every trick to topple the Government. In the elections, no party got majority and it is true that Samajwadi Party emerged as the largest party. It was given two months to send the list of MLAs supporting it. If they were in majority they should have sent the list, but when they could not do so, Mayawati ji gave the list of 211 MLAs supporting her to the Governor.

Sir, at that time he and others also said that the Government would fall on its own and there is no need to topple it. It was said that it is the phase of confusion and it would get clear soon. I would like to say that confusion was deliberately created by them saying that we do not have the support of 211 MLAs, but during the vote of confidence on 17th May, we got 217 voted instead of 211 and the Government survived.

The present Government has the support of majority of the people of Uttar Pradesh. It is being run with the blessings of the people. In the bye-elections, Ms. Mayawati not only retained her two eats but also wrested Baheri seat from them and thus she was able to get the support of all sections of the people.

They tried to incite communal passions in the State at that time and started saying that as BSP has joined hands with communal forces, therefore the MLAs of BSP who belong to minority community, would not support it. Even this confusion was cleared when the minority dominated Baheri seat was wrested by Ms. Mayawati. There people elected a candidate belonging to minority community and they lost their seat. He again misled the House by giving wrong statements. Just now our colleague Swamiji mentioned that Mulayam Singh formed the Government with the support of Mayawatiji but the withdrew the support in opposition to his conduct. Similarly, in October, congress also withdrew its support from him after experiencing the result of support extended to Shri Mulayam Singh's party. Hence, not only Mayawati ji but congress also realised the situation. People of the state are witness as to how they were treated when their party came into power in 1989 and 1994.

Sir, time and again, it is being asserted that the State Government lost majority. However, the Government is enjoying a majority of 217 members out of which only 7 independent members withdrew their support. It means the Government is still enjoying the majority of 210 members. Just now a letter by 12 legislators was read in the House. Nowhere in this letter has been written that these members are withdrawing their support from the present Government. Members are blaming the Governors of the state. Initially a figure of 211 member was presented before the Governor which increased to 217 members later on. Thereafter, 7 independent members withdrew their support. But still the Governor has a list of 210 members favouring the present Government.

It was being stated repeatedly that the elections of Legislative council would settle the question of majority. However, they got only 193 votes in council elections. All newspapers of Uttar Pradesh published the statement given by the General Secretary of their party that Congress may or may not support them but they still had the support of 204 Legislators. However, the Council

elections proved that they were under the misconception. For, they could manage the support of only 193 members. Hence, they failed to achieve majority. Still they are compelling to summon assembly session to prove their majority.

Hon'ble Governor does not have any confusion at all. Members of ruling party are also having no confusion. Their misconception that the Government is in minority would be cleared when the Assembly session is summoned. Had they given the list of their supporters to the Governor, then this decision would have been different. But they failed to do so. Despite they are repeating that the UP Government is in minority.

Sir, I would like to say that BJP is often charged with being a communal party. Sometime it is also stated that the party favours upper caste people. Every time, when Mayawati became the Chief Minister, BJP tried to create obstacles to deprive the dalit sister from Chief Ministership. Shri Mulayam Singh's party is also doing the same...*(Interruptions)* Mayawati proved the majority with 217 votes instead or 211. Before that during assembly elections also her Government got the full majority. Therefore, now no allegation should be levelled against the present Government. I just want to say one thing more. One of my colleague from Congress has also alleged that Uttar Pradesh has lagged behind during these 13 years. I would like to know whether it lagged behind in the last 13 years or 40 years and which party caused the state to lag behind.

Just now it has been mentioned that the industries set up in the 40 years were closed down afterwards. I would like to say that those industries were very old. Which industries were established during Congress regime? NIC, BIC etc. have been mentioned but these industries were established during British regime. Shri Mulayam Singh has pointed out that, instead of developing parts, schools should be opened. It was during the Congress rule that there was a rule which was also followed when Shri Mulayam Singh Yadav became the Chief Minister that there should be a primary school in every Gram Sabha and the other school should be at a distance of 1$^1/_2$ km. Bhartiya Janata party opened primary school in every village having a population of 300...*(Interruptions)*

KUNWAR AKHILESH SINGH: No school has been opened so far...*(Interruptions)*

SHRI SHYAM BIHARI MISHRA: Akhilesh Singhji, work is going on there. Almost 80% villages have been covered under this scheme. All schools can not be opened at one time. We have got only 14 years.

KUNWAR AKHILESH SINGH: Hon'ble Mishra ji, I refute your statement that no school has been opened in villages having population of 300...*(Interruptions)*

SHRI SHYAM BIHARI MISHRA: If I present the figures here, the hon. members may say that I am reading a 'purana' and that I am giving wrong details. I would like to ask on what basis you are saying that schools have not been opened in the villages having population of 300...*(Interruptions)*

KUNWAR AKHILESH SINGH: I will resign from my membership in the House if it is proved that schools have been opened in the villages having population of 300...*(Interruptions)*

SHRI SHYAM BIHARI MISHRA: I accept the challenge. I will furnish the figures...*(Interruptions)*

MR. SPEAKER: Mishra ji, please address the Chair.

...*(Interruptions)*

SHRI SHYAM BIHARI MISHRA: The work to open primary school has been completed in 80% of the villages having population of 300 and this drive is still going on. Ms. Mayawati has not discontinued it. Schools can not be opened in all villages in one, two or four years. Is it not true that earlier only one Junior High School used to be existed in a Nyay Panchayat? It was only during the rule of Bharatiya Janata Party that a provision was made that every village with a population of 2000 people would have a Junior High School. That scheme is still going on. You may mention the villages where schools have not been opened so far. However, the scheme is still going on. Can you deny it?

18.00 hrs.

Was it not during the regime of Bhartiya Janata Party that two Intermediate Colleges for girls were started? That work which was not done in the 40 years, is being done by the Present Government. Shri Mulayam Singh ji has been a teacher but what he failed to do in his two tenures of Chief Ministreship in Uttar Pradesh has now been done by the Bhartiya Janata Party is a short span. ...*(Interruptions)*

KUNWAR AKHILESH SINGH: The work of opening Kanya Vidyalayas in every block was started during our regime.

SHRI MULAYAM SINGH YADAV: I do not want to interrupt; please do not say so as it was started during our regime.

SHRI SHYAM BIHARI MISHRA: Only the proposal was passed during your period...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: Mr. Speaker, Sir, please let him correct the statement. Within a year, we opened Intermediate Colleges for girls in 120 blocks. ...*(Interruptions)*

[English]

MR. SPEAKER: The House was supposed to be adjourned at six of the clock. I am extending the time till this debate is over. There are about 15 speakers to speak. No more names will be taken.

[Translation]

KUNWAR AKHILESH SINGH: Mr. Speaker, Sir, this is an important issue. Please allocate sufficient time for it.

SHRI SHYAM BIHARI MISHRA: It was not the topic of discussion but as it was alleged from both sides that Uttar Pradesh has lagged behind in the 13 years, I am forced to speak. Is it not true that the Government of Bhartiya Janata Party and now Ms. Mayawati has also taken up construction of roads in villages? Our target is to connect the villages having a population of 500 with roads though the work in these villages has not been started so far. The funds in this regard have been allocated to every district. At present, we are taking villages having population of 1500, then we will take villages having population of 1000, and afterwards villages having population of 500. We will construct roads under 'Pradhan Mantri Gram Sadak Yojana', but State Government too have allocated funds in this regard. I do not want to go into what you said, otherwise also it is not today's subject for discussion, but as allegations were levelled from both sides, therefore it was mandatory to mention a few things.

I want to say only one thing that it is wrong to level the allegation that the Governor works as a spokesman of Bharatiya Janata Party, it was said for a Governor, who is a man of principles. He has been alleged to be working as the spokesman of the Bharatiya Janata party. How does it prove that he is working as a spokesman of Bharatiya Janata Party when he observes that you have been unable to prove majority of 204 members and Bharatiya Janata Party has proved its majority of 217 members, instead of the assured 211. I would like to submit to you that the present Government of Uttar Pradesh enjoys complete majority. Efforts were made to disintegrate them. The General-Secretary of Samajwadi Party stayed in Lucknow for many days but he was unable to get written assurance from even a single MLA, that he was withdrawing the support. He remained there. Despite this, allegations are being levelled against the Governor. All newspapers reported your General Secretary's camp in Lucknow. He was unable to get written assurance even from a single Member i.e. he was unable to lure the MLAs.

Even after this the Governor is being repeatedly alleged, it is not appropriate. I would like to submit that the present Government of Uttar Pradesh is having absolute majority, and mass support if they are having any written evidence against this, they should present if before the Governor which he has been demanding many times, they can still present them. They are unable to produce evidence, and just make allegations. Therefore, I oppose the motion to remove the Governor. The Governor is discharging his duty in a very efficient, constitutional and lawful manner. Yes, he is not violating the norms which is what is being done even in the Parliament as pointed out by Swamiji of our party. Alviji is present here.

He was just telling that he remembered when his party was in power in 1995, they had given call for 'Bandh', in the State. His party was in power, he was the Chief Minister, he had given call for Bandh and the slogan was "Khuli Dukan Hamari, Band Dukan Tumhari", he had called for "bandh" he was the Chief Minister. Was there not 'Halla bol karyakram'?

SHRI DHARM RAJ SINGH PATEL (Phulpur): He is speaking wrong.

SHRI SHYAM BIHARI MISHRA: I am a businessman. You gave slogan under 'Halla Bol Karyakram', I will show you the slogan. 'Khuli Dukan Hamari, band Dukan Tumhari'. Press reporters were ill treated, the Court was disobeyed. Congress has well recognised you, therefore they are not supporting you. It was because of these deeds that BSP withdrew their support when you are doing all these things, what is the need to tell anything.

MR. SPEAKER: Your time is over, please conclude.

SHRI SHYAM BIHARI MISHRA: There is a proverb "Ulta Chor Kotwal Ko Dante" which means thief threatens police. It was hon. Mulayam Singhji who started inducting

the people with criminal records into politics. Hon'ble Mulayam Singhji began criminalisation, and now allegations are being made against others, this is not a justified. Under the leadership of Mayawatiji, the State Government worked well during the last years, and is doing well at present also. No communal riot has taken place. Mulayam Singhji was twice been the Chief Minister of Uttar Pradesh. He vitiated the atmosphere of the State, at that time maximum number of riot incidents took place. There has been no riot incident during Mayawatiji's tenure. No such incident has taken place...*(Interruptions)* You are right, no incident like that of Rampur Tirahe has taken place during Mayawatiji's tenure.

MR. SPEAKER: Please conclude your speech. See, I cannot give extra time to everybody. Please conclude.

SHRI SHYAM BIHARI MISHRA: I am concluding. The Governor of Uttar Pradesh is discharging his duties in a constitutional manner, he should not be demoralized. His integrity should not be questioned. The present Government under Mayawatiji is functioning very well in the State and no hurdles should be created in the governance of the State.

SHRI RASHID ALVI (Amroha): Mr. Speaker, Sir, the time is short, I listened to all the speeches which covered the topics on "goondaism to corruption". The time is short and I am confused how to begin. If I start from 1977, when BJP with other alliances was in power, it will take too long. If I start from 1989-90, when again BJP led alliance was ruling the country, then also it will take too long. Similarly, I begin with reference to the time when Shri Bhandari was the Governor of UP and there was Governor rule in UP, then also it will take too long. I am not in favour of a discussion on the conduct of a Governor in the House. The discussion on the conduct of any Governor in the House will not only reduce the dignity of Lok Sabha, but also of India's democracy...*(Interruptions)*

SHRI VINAY KATIYAR (Faizabad) At the time of framing of Constitution, you were there...*(Interruptions)*

SHRI RASHID ALVI: I was not there at the time of framing of Constitution, but I know how to understand Constitution. I also know you change sides very often and you are the only person who understand it. ...*(Interruptions)*

SHRI PRABHUNATH SINGH: I will speak whatever is true, whether it pleases you or it pleases them...*(Interruptions)*

SHRI RASHID ALVI: The rights and duties of Governor have been mentioned in the article 174 and 175 of Constitution. I will not waste time by reading them. They will again say, that I was present at the time of framing the Constitution, but Constitution is available even now. I would like to tell your also that if you have not gone through article. 174, then read it...*(Interruptions)*. But I would like to begin with the Assembly elections which took place in UP 8-10 months ago. In democracy, the candidate who gets maximum votes, wins the election. Allama Iqbal has said, in a democratic form of Government majority counts. The party which enjoys the majority forms the Government. Every individual irrespective of his status has single franchise. The party which acquire majority forms the Government. U.P. also remained under President's Rule for more than a month. All the political parties eager to come to power in the State had full opportunity to prove their majority before the Governor. They would have done so. They could approach the Governor, prove their majority and claim to form the Governor. But they did not do so. We kept on waiting.

Bhaujan Samaj Party waited that all secular forces of the country would come forward and ask us to form the Government in U.P. However, it did not happen while the entire country know that the daughter of Dalit gave opportunity to others to form Government in U.P. She was so generous that she told them to form the Government in the State. We kept on waiting. No secular party came forward. No secular organisation came forward and told that the condition in Uttar Pradesh is bad and we will support you. More than a month elapsed then BJP came forward and gave opportunity to the daughter of Dalit to become the Chief Minister of U.P. Though several types of allegations were levelled against her in Lok Sabha. However, I can say it with pride that during her six month tenure there was no communal riot in Uttar Pradesh. Not a single communal incident happened while during the previous Governments many communal Incidents happened. Hon'ble Mulayam Singh Yadav is present here. I have carefully listened his speech. The Muslims in U.P. have overwhelmingly supported him. There is nothing in it to hide. They have been supporting him. They have regard him as leader.

When he was in power in Uttar Pradesh he knows better than me about the communal riots that happened during that period. I live in Bijnore and represent Amroha Lok Sabha Parliamentary Constituency. The history is witness to this fact that there is no secular district in the country like Amroha. Before independence there was a historical election in which Hafiz Mohammed Saheb had contested election from Congress Party and Shamir Sahib was from Muslim League. In that election all important

[Shri Rashid Alvi]

leaders had visited Bijnour. At that time slogans of Pakistan were being raised. Right from Jawaharlal Nehru to Jinnah several leaders had gone to Bijnour. It is still in the pages of history that in that election Muslim League candidate could not win. Hafiz Mohamed of Congress was elected though at that time large number of Muslims were there in that constituency. They proved that Bijnaur is a secular district and intend to remain secular. I can not explain the plight of the Muslim community and the treatment given to them in that district when you were appointed the Chief Minister of the State with the support of the Muslim people. I forget to bring those photographs that I had taken out from the office. In those photographs dead bodies have been shown lying on the fields and pigs are smelling. Since he is present here, I have got opportunity to ask him on behalf of the Muslims of Bijnaur, minorities of Uttar Pradesh and it pains me also that did he take action against any officer regarding communal riots occurred in Bijnaur?... *(Interruptions)*

SHRI MULAYAM SINGH YADAV: Who were their killers and with whom you are associating...*(Interruptions)*

SHRI RASHID ALVI: Hon'ble Mulayam Singhji, my question was whether his Government took action against any officer?...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: Yes, action was taken against S.P. ...*(Interruptions)*

MR. SPEAKER: You may express your views later on.

SHRI MULAYAM SINGH YADAV: It is an allegation. There was tension on account of Ayodhya issue and "Rath Yatra". If he goes into the reasons behind those incidents then he will know as to what actions were taken by my Government to control that situation.

MR. SPEAKER: You may continue your speech.

SHRI RASHID ALVI: Sir, I would like to submit one thing - "Jinhen Tum Sun nahin Sakate, Jinhen hum kah nahin sakate, wahi kahne ki baten hain our wohi sunne ki baten hai". One ADM who was involved in it was promoted and transferred to Bareilly. We kept on demanding to suspend him as he had killed Muslims by his bullets. I cannot prove it by tearing my chest. Those who are our enemies want to kill us because they are our enemies and those who are our friends want to kill us as they are our friends.

Sir, I would not like to deliver long speech however, I would certainly say that it is not a valid allegation that in Uttar Pradesh it is not the Government of majority rather it is the Government of minority. It cannot be proved by any way. Victory or defeat in the election of a Council cannot prove it. I have carefully listened the speech of Shri Mualyam Singhji. From his speech one can infer that in his opinion the Government of Uttar Pradesh is not in majority rather it is in minority. The Members of the Congress Party are also present here. I would like to know as to why the Congress people do not say Samajwadi party to form Government in Uttar Pradesh and they are with them. He had not only made doubtful claim to the Governor that he had majority in Uttar Pradesh but also presented the list of 204 MLAs to the Governor. Suppose, had he been Governor, he would have not checked the names, their addresses and signatures of 204 MLAs and whether or not they are supporting him. He did not submit any list. He did not give their names and signatures. Who will believe him in this world that he has support of 204 MLAs. In the election of Council he got 183 votes while the ruling party candidate elected with 194 votes. The Congress abstained. Even Congress cannot prove legally that they abstained. No one has proof as to which MLA abstained and which caste voted and which did not do so. It is not possible to prove it. He can prove it by the reports of newspapers but he cannot do so as per the record of the Election Commission....*(Interruptions)* It is a secret ballot...*(Interruptions)*

[English]

SHRI SANTOSH MOHAN DEV (Silchar): When you take a ballot, you have to sign. ...*(Interruptions)*

[Translation]

SHRI RASHID ALVI: No one can know as to who voted whom, only it can be known as to who did not vote. Therefore, it cannot be proved by any election whether the Government is in majority or in minority. No one has any proof of it as to who voted whom and who did not vote.

Sir, even today the Government is in majority in Uttar Pradesh. He has referred about hooliganism. With due respect I would like to submit that I do not want to waste the time of the House otherwise. I have the list of such leaders of Samajwadi Party. I have record of it, however, I would not like to insult any one by way of mentioning one's specific name in this regard. In this list it is mentioned as to how many criminal cases are pending against each leader. Rashid Alvi will be last person in this world who will support any dishonest or

criminal persons of any party whether he belongs to Congress Party or my own party or his party. I cannot support any dishonest or criminals, however I have the list of your party. One by one I can mention the names of all such persons, however, I will not do like that. I would like to submit that unless Indian politics is delinked from the criminalisation, the democracy cannot be protected in our country. It is applicable in the case of all political parties. No one can lead a long political career without maintaining distance from criminals. If goondas and criminals join political parties then neither they nor the leaders of that particular party can lead political career for a long time.

Sir, I do not complain that you did not take action against them for what happened in Lok Sabha, however, I would like to know whether it has maintained the dignity of Lok Sabha in the country.

It was reported in the newspaper also. Foreign Delegates were sitting in the House at that time when all this happened...*(Interruptions)*

MR. SPEAKER: That time itself I had told that it is not a good thing. I took a decision in this regard and you know that at that very moment I had told that such thing should not happen in future. Therefore, please leave this matter now.

SHRI RASHID ALVI: If you say so I will not discuss it. Something was said about Raja Bhaiya here. I donot want to defend any one at all and I feel it is against the dignity of this House that any criminal is defended in Uttar Pradesh or he is talked about in Lok Sabha. But, whatever is going on in U.P. is according to the law.

Sir, I remember that senior leaders of Samajwadi Party had made allegation about BJP in my constituency that a criminal person like Raja Bhaiya is in BJP's Ministry. Today, if Mayawati has taken any action against him I congratulate sister Mayawati ji. I had discussed with Mayawatiji about the pond about which you have mentioned. I know this matter could be raised. The Chief Minister of Uttar Pradesh told me that the people have registered an FIR about the pond, spread over hundred of acres stating that our land has been illegally occupied. If Chief Minister has taken a decision regarding the land of Gram Sabha, it is a good thing. We cannot find such examples of action taken by the Chief Minister in Uttar Pradesh to tackle with goondaism. Crimes have declined by 47 per cent during last six months in Uttar Pradesh. The Government of Uttar Pradesh have arrested 50 per cent outstanding history sheeter criminals.

Rape cases have declined by 22 per cent and other crimes by 27 per cent. You, too, have counted several other actions taken by the U.P. Government. The Government led by Mayawati have constituted Human Rights Commission in Uttar Pradesh which was not done by anyone else so far. Financial conditions of the state was in doldrums but present Govt. have managed to earn about one thousand crore. Outstanding dues of Power Corporation to the tune of Rs. 225 crore towards electricity department have been cleared by the Government of Uttar Pradesh. The Government have asked DSPs in each district to devote two hours daily to hear the grievances of poor and commonmen.

As far as transfers are concerned, the transfer of officials by the administration is not a wrong thing. A Member of Parliament was telling that a Committee be constituted for this purpose but the officials are scared of Mayawati Government like never before. Consequently, no officer seems to be careless about his duties...*(Interruptions)* The Government of Uttar Pradesh have decided that it will definitely take action against the criminals. In addition, my colleagues had raised issue regarding dalits. I would like to say that two lakh hectares lease land of dalits was illegally occupied which has been got vacated by the present Government and handed over to dalits. Five per cent posts of police station incharge will be held by Muslims and 20 per cent by scheduled castes so that atrocities against them can be checked. 27 per cent such posts have been reserved for OBCs.

In the end, I would like to say that the party with majority rules in democracy and the day assembly session in convened, BSP will prove its majority and the world would see that what I am telling is right. I am grateful to you for having given me an opportunity to speak.

[English]

THE MINISTER OF STATE IN THE MINISTRY OF COAL AND MINES AND MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI RAVI SHANKAR PRASAD): Mr. Speaker, Sir, I am extremely grateful that you have given me an opportunity to speak on an issue of such importance.

Sir, let us realise certain basic facts. When the elections of Vidhan Sabha were held, no Party got the majority. This is the age of coalition.

[Translation]

KUNWAR AKHILESH SINGH: Prasadji, you speak good Hindi so please speak is Hindi only.

SHRI RAVI SHANKAR PRASAD: Let me speak in English, now, later on I will speak in Hindi. I want to speak on legal matters, therefore, let it be English.

MR. SPEAKER: Mix Hindi and then speak.

SHRI RAVI SHANKAR PRASAD: I was going to do the same but Mr. Speaker, Sir, he wants me to speak in Hindi.

Mr. Speaker, Sir, in case of fractured mandate after elections, the people of the country always expect us to act in right perspective. There are two ways of it. Either form a coalition Government honesty or resort to back-stabing. NDA Govt. has been formed with the help of allies. We have honest relations. We are running the Government at the Centre with over 20 parties and have chalked out a common agenda. We do not deny that all these parties have not been with us.

[English]

But we have tried to line up to the real culture of a coalition politics.

[Translation]

Earlier too, similarly there had been a United Front Government. Same Prime Minister was able to remain at the helm of affairs for eight months. Then the Congress Party withdrew support. Then another Prime Minister took over and then again Congress withdrew the support. A coalition of SP and BSP was formed in Lucknow, though I would not like to comment upon it.

[English]

Shri Somnath Chatterjee, for whom I have great regard and reverence has mentioned about the degeneration of politics and the quest for power.

[Translation]

What happened with Mayawati in a Guest House in Lucknow was most shameful day in Indian politics. Differences in politics surely lead to split but that too, should be honestly. The attack on Mayawati after withdrawal of support was most shameful day in Indian politics. If a party is unable to form the Government, its alternative is provided in the constitution. Somnath Babu has rightly said that the Supreme Court had given a direction in Bommai case. Hon. Somnath Babu is a very senior Member and is a good lawyer also. I expected him to give correct interpretation of the Constitution. He has a long experience. In addition, unwanted things were said regarding the Government though I would not like to comment upon that. But hon. Speaker, Sir, whether the Governor is just to press the button or he has some discretion also? Here, I want to tell one thing. Often, Sarkaria Commission is talked about. Though, when Sarkaria Commission was constituted we were not in power, yet we have great regards for its recommendations. I would like to quote recommendation 4.16.13 of Sarkaria Commission before the House.

[English]

"(a) when the Legislative Assembly is in Session the question of majority should be decided on the floor of the House.

(b) If during the period when the Assembly remains prorogued and the Governor receives reliable evidence that the Council of Ministers has lost majority, he should not, as a matter of constitutional propriety, dismiss the Council unless the Assembly has expressed on the floor of the House its want of confidence in it. He should advise the Chief Minister to summon the Assembly as early as possible so that the 'majority' could be decided."

[Translation]

Inter State Council, during its meeting accepted that:

[English]

"When the Assembly is not in Session and the Governor receives reliable evidence..."

What does this mean? This means that the Governor has got the power to scrutinise; the Governor has got the power to be satisfied; and the Governor has got the power to objectively apply his mind.

[Translation]

As far as the formation of Government in Uttar Pradesh is concerned, when no party got clear cut majority after the elections, President's rule was imposed on 8th March. Subsequently, Legislators of SP went to the Governor and requested him to invite them. They tried to garner support of Congress, but there was no response from it. Kumari Mayawatiji was sworn in as Chief Minister on 3.5.2002 and she was asked to prove her majority within 21 days.

She proved her majority before 17.5.2002 with the support of 217 MLAs. It is a fact. It was being talked

that the largest party should have been called to form the Government.

[English]

The Bommai judgement has laid down the rules of the game. I have my very respectful disagreement with the manner in which sweeping comments are sought to be made about the Bommai judgement. Therefore, I seek your very kind indulgence to quote before you the Bommai judgement.

[Translation]

It is at page no. 2098 of Supreme Court's AIR 1994. I seek your permission to place before the House paragraph 328 of the judgement.

[English]

"We make it clear that what we have said above is confined to a situation where the incumbent Chief Minister is alleged to have lost the majority support or the confidence of the House. It is not relevant to a situation arising after a general election where the Governor has to invite the leader of the party commanding majority in the House or the single largest party..."

[Translation]

These words are very important. It says that the single largest party should be invited first of all Supreme Court has stated:

[English]

'What is important is which group commands the majority of the House and the confidence of the House.'

[Translation]

Mr. Speaker, Sir, in this regard. I would like to quote another para 323 from page no. 2097.

[English]

"The Constitution does not create an obligation that the political party forming the ministry should necessarily have a majority in the Legislature. Minority Governments are not unknown. What is necessary is that the Government should enjoy the confidence of the House."

[Translation]

A clear-cut judgement has been given in S.R. Bommai case which gives discretionary powers to Governor to invite the single largest Party, a group claiming majority. Is it not true that when BSP submitted its claim to form the Government, BJP leaders had given a letter to the hon'ble Governor that they would support BSP? At that time the number of legislators in BSP-BJP alliance was more than SP legislators. If such a situation prevails, then a time period of 21 days should be given to prove the majority.

[English]

to prove the majority and when Kumari Mayawati proved the majority by more than magic number of 217.

[Translation]

Such comments are being made that Raj Bhawan has been saffornized. The House has the right to discuss the decisions like this but there is a provision in the Constitution that a dignity should be maintained while discussing about the people holding the constitutional posts. If it is a fact then it means that whatever has been said till now is only power politics. I would like to know whether congress party had not been against Samajwadi Party? Inspite of that whether Congress was not requested? And is it not true that their humble request was turned down and Congress did not sent any letter of support to the Governor.

[English]

Those who blame us of indulging into naked power pursuit need to reflect on their own house. Yes I see Shri Somnath Chatterjee's concern.

[Translation]

It is true that the standard of politics has declined a lot. Our country is passing through an era of coalition Governments. However, coalition Governments will be successful only if these are run honestly. Besides, resolution should be taken to work together. Today, Ajit Singh's Party, JD (U) and Independents are with the alliance of BSP-BJP. If these parties are extending their support but have not given written proof in this regard, then as Shri Shyam Bihari Mishra has mentioned the time of MLC elections was the right opportunity to prove this. If Samajwadi Party was having 204 members with them, they had the opportunity to prove their majority. It is a clear interpretation of the Constitution that it is not

[Shri Ravi Shankar Prasad]

necessary to be a single largest party. Two-three parties can jointly prove their majority to form the Government. Inviting Kumari Mayawati to prove the majority was an appropriate decision and was in accordance with the law. However, it is being politicized. Uttar Pradesh is being discussed in the House but the discussion has been switched over to Central Government and over the saffornization of education. Shri Somnath Babu was mentioning it. He is an expert of law. Is it proper to raise this issue again and again when supreme court has given its final verdict on the dispute? Politics takes place but at some point...*(Interruptions)*

SHRI BASU DEB ACHARIA: What has been given?

[English]

SHRI RAVI SHANKAR PRASAD: The Supreme Court has already said that on the ground of saffronisation it was found to be untenable and rejected. This is what the ruling of the Supreme Court.

[Translation]

KUNWAR AKHILESH SINGH: I would like to bring it to your notice that your party ignored the Supreme Court's verdict in respect of Rampur Tiraha incident and placed wrong statement on the table of the House.

[English]

SHRI BASU DEB ACHARIA: The Supreme Court's judgement was not on the saffronisation of education...*(Interruptions)*

SHRI RAVI SHANKAR PRASAD: I do not think that we are discussing it here, but the chapter ended there and they could not show.

[Translation]

If the ideology which is prevailing for the last 30 years in the name of education...*(Interruptions)*

[English]

Please allow me to speak. I did not disturb you.

MR. SPEAKER: You may please continue.

SHRI RAVI SHANKAR PRASAD: Yes, Sir.

[Translation]

The historical facts in respect of Jats and Sikhs should not be ignored in the name of education.

[English]

Certainly the Government has got the right to review objectively and fairly.

[Translation]

Supreme Court has uphold it.

KUNWAR AKHILESH SINGH: It is applicable to all.

SHRI RAVI SHANKAR PRASAD: Yes, it is applicable for all. Shri Akhilesh Ji, I have said this in respect of Shri Somnath Babu. Therefore, in the end, I would like to say very humbly that the decision given by the Governor of Uttar Pradesh is according to law. It is as per the directions of Sarkaria Commission and recommendations of Inter-State council. I would conclude while reading a paragraph of the decision given by the Supreme Court in Bommai case. I would like to present before the House what Justice Ramaswami has said in paragraph 198 of this verdict. Time and again floor test is being mentioned here.

[English]

> "The floor test, may be one consideration which the Governor may keep in view. But whether or not to resort to it would depend on prevailing situation. The possibility of horse trading also to be kept in view having regard to the prevailing political situation. It is not possible to formulate or comprehend a set of rules for the exercise of the power by the Governor conduct floor test. The Governor should be left free to deal with the situation according to his best judgement keeping in view the Constitution and conventions of the Parliamentary system of Government."

[Translation]

The Governor has been given discretionary powers in Bommai case judgement. They presented their joint majority before the Governor. It is as per the law that the Governor invited them. However, the comments which are being made on it are unlawful. Therefore, I would like to say that the coalition Government, if any is formed, then that should be run properly, and under the leadership of Kumari Mayawati, the coalition Government in Uttar Pradesh is running successfully.

SHRI SAIDUZZAMA (Muzaffarnagar): Mr. Speaker, Sir, I am thankful to you that you gave me time to speak on this important issue. The entire country is well aware

of the situation prevailing in Uttar Pradesh. The dignity of the state which led the nation is being maligned by way of making adverse comment on it. I am seeing that the discussions are not being held on the main issue. Instead of focusing on the main issue the discussion is revolving around what was done by Mayawati or so and so did this. Today the issue of discussion is the present condition of the state. Presently there is environment of distrust in the state, there is crisis in the state. It is on account of the environment of distrust that all the peasants of the states are facing problem. Mills are closed. Farmers are burning their sugarcane crop and are compelled to commit suicide. What is the position of employment. What is condition of power. Presently there are all types of serious problems prevailing there. What are you discussing on those issues. Rather efforts are not being made to concentrate on those issues.

Mr. Speaker, Sir, today many things have been said in praise of Mayawati ji. Mayawati ji sought votes for creating secular environment and said that he would fight against the communal forces. However, today she has joined the same communal forces. Today you are talking about coalition, tradition, policy and values. You should not talk about values. Presently all values have become meaningless. The entire country is a witness to the situation prevailing in Uttar Pradesh that has been created by the Governments during the last 13 years. That pathetic condition is hidden from the people. Today people are repenting that they committed a blunder by handing over the power to them and the evidences to it are there before them. I would not like to discuss those things. What was done by the Congress party in the state is not hidden from anyone. But how many mills have been closed down by this Government. How much power is being generated. There two power generation centres, Unchahar and Tanda have been closed by the present Government and the previous Governments of Uttar Pradesh offered it in repayment of loans. However the main question is that present Government has lost confidence of people. Today there is situation of unrest in the entire state. There a situation has arisen where the Government has lost confidence of people. Today it is our moral responsibility and the moral responsibility of Mayawati ji that Assembly session should be convened. We respect the Governor however he should protect the soul of the Constitution. Today it is our responsibility that we should take decision honestly when we are in power. If we are in the Chair of Speaker or Governor we should take decision honestly. The entire country is witness to it. Whenever the Chair does some remarkable work, it is always remembered. Today a few members of BJP tried to do a notable work, they were declared rebels. What action can you take under the law, there is a difference between direction and whip?...*(Interruptions)* The Speaker of Legislative Assembly, Shri Kesrinath ji is an admirable man. He gives such analysis of law and.....*

But he is a scholar and he can well define the law. It is quite clear that no legal action can be taken against the rebel legislators, they are being repressed...*(Interruptions)*

MR. SPEAKER: I will expunge all comments made against the Speaker of Legislative Assembly. The allegations made against the Speaker of Legislative Assembly will not go on record.

SHRI SAIDUZZAMA: I have not levelled allegations, I am only praising him...*(Interruptions)*

MR. SPEAKER: You can see that the allegations have been expunged from the record.

SHRI SAIDUZZAMA: I was saying that he is deliberately trying to misuse the law. They are abusing power repressing MLAs in the lust of power and trapping them in false cases. History will remain witness to the fact that they will not be able to answer the future generations regarding their action against the politicians. In their quest for power, they have forgotten everything—principles and values, violated constitutional provisions and abused law. In such a scenario, it becomes a duty that the session of assembly be called. The scene became clear after the election of Legislative Council and they have no answer to it. They are deliberately trying to consume the issue.

MR. SPEAKER: Please conclude.

SHRI SAIDUZZAMA: Ms. Mayawati is under their protection, why she should fear. Her mentor is now the master. As long as this Government survives here, she need not fear anything. The extent of deterioration in politics is painful for me and we are likely to face shameless times.

SHRI RAGHUNATH JHA (Gopalganj): Did you contest elections in alliance with Ms. Mayawati or not?

SHRI SAIDUZZAMA: I did not contest elections in alliance with Ms. Mayawati. Personally I have never contested elections in such a manner and I have never deserted Congress Party. People keep changing their party for the sake of power...*(Interruptions)*

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*Expunged as ordered by the Chair.

SHRI RAGHUNATH JHA: Congress party has contested elections in alliance with Ms. Mayawati twice.

MR. SPEAKER: It is a common knowledge.

SHRI SAIDUZZAMA: The House is aware of the people who have changed parties in their lust for power. But now it has become our moral responsibility to keep alive our traditions and values and also keep an eye on the present scenario. They are in power, but they have lost confidence of the people. Entire state is in the throes of a strange situation. No officer is ready to listen to them. People of the whole state are going through a crisis. For the ask of humanity, they should feel it but they are deliberately, forcibly and illegally clinging to power in the state.

Mr. Speaker, Sir, History is witness to the fact that she has broken all the conventions that she had vowed to protect. I request you to clarify the whole situation there...*(Interruptions)*

SHRI RAGHUNATH JHA: You declare that you will give support to Shri Mulayam Singh Yadav. Declare it and now...*(Interruptions)*

SHRI SAIDUZZAMA: I would also reply to it when the time comes. You tell me why you are playing in the hands of communalism and casteism. Why are you bent on ruining India? You have occupied the land meant for Indira Gandhi Memorial. The personality of Indira Gandhi is known not only in India but throughout the world. You have not trusted your own people. You did not care for the people who voted for them. And you supported the communalists.

Mr. Speaker, Sir, what is the condition in the country and state is being watched by the whole world. In view of all this session of Uttar Pradesh Assembly be convened. Their condition has worsened in the entire state. They are in minority in U.P. Therefore, today it is the duty of the Governor of Uttar Pradesh and the Government of India to ask for covening the session of U.P. Assembly and make the position clear whether they are in majority or minority.

Mr. Speaker, Sir, what difficulty they have in convening the session and getting the vote of confidence? I know their defeat is sure, that's why they don't want to convene the session. Why are they running away from the House? When entire state is requesting you and its being discussed throughout India and entire state is concerned then why don't you think about the state? They should convene the session and prove their majority so that the things become clear.

Mr. Speaker, Sir, they are laughing on the present condition prevailing in U.P. I would like to say that they should weep on the condition prevailing today because they have created hatred in whole of the country and they are trying to divide the country in the name of religion. They have sacrificed all the values. Under these conditions, the session should be convened so that the things become clear.

[English]

MR. SPEAKER: There are several Members who want to speak and, therefore, the debate will continue. I want the debate to be completed today, but the reply by the Hon. Deputy Prime Minister will be given tomorrow. Now, the next speaker is Shri Prabhunath Singh.

[Translation]

SHRI PRABHUNATH SINGH (Maharajganj, Bihar): Mr. Speaker, Sir, today we are discussing in the House as to whether coalition Government of BSP and BJP in Uttar Pradesh is in majority or minority. Session of U.P. Assembly should be called and majority should be proved.

Mr. Speaker, Sir, only a few days back elections in U.P. were held. When the results were declared it resulted in hung assembly. No party got clear majority. Over a month passed in uncertainty that whether the Congress is going to support Mulayam Singh or not. Finally BJP had to lend support to a person who was Member of 12th Lok Sabha.

You may remember that Mayawatiji was a Member of Twelfth Lok Sabha and she had delivered a lengthy speech in this very House. And when Hon. Prime Minister appealed for vote to prove his majority she had voted against. Under some compulsions she was lent support and the Government was formed in Uttar Pradesh. This all has made it clear that nothing is impossible in politics. Ravi Shankar ji, you were talking of coalition politics. It has been proved that sometime you ally with Mayawati and sometime the Congress. Even Mualyam Singh has allies. It means everything can be done to capture power and no policy or principle is followed. It has been proved that we merely talk of policy and principles but everyone acts dishonestly.

18.56 hrs.

[MR. DEPUTY SPEAKER *in the Chair*]

Just now Alviji was telling that sometimes he talks is one' favour, the other day against them. Alvi ji does not know since he has come as a bonded labour of Mayawati ji. If he speaks the truth, she will shunt him out. Whereas, I am in this House not to speak untruth. Whenever I speak I will speak only the truth whatever comes to my mind. Ravi Shankarji, was delivering a lengthy speech on law. He is my friend. He has raised three points of law. First of all I want to start with him. He told that the discussion on judgement of Supreme Court should have been held here. Is he a legal expert? No, he is not? Under his law Ministership the House have reversed the order of Supreme Court...*(Interruptions)*. Let it be in any case, but we have reversed the judgement. When Supreme Court gave its ruling on reservation to SCs the House reversed that judgement. When the House can reverse the order of Supreme Court why can't we have a discussion on the judgement of Supreme Court in the House. he should kindly read the law book again where from he was quoting.

Just now he was telling that the Governor has called Mayawati to form the Government and he has not done anything wrong in it. None has said that the Governor has done wrong. Why he was proving himself right? Had anyone levelled a charge against him? Mulayam Singh ji had tried that day but his complete speech was not heard. Since your party supported Mayawati ji only then the Government could be formed there. No one has said that the Governor has done anything wrong by calling Mayawati to form the Government. I too do not say that Governor has done anything wrong by calling them to form the Government.

My submission is that it is hotly debated that the Government is in minority today. They should convene the session and prove their majority. It is similar situation when Hon. Atal Bihari Vajpayee had tried to prove the majority during 12th Lok Sabha. Why they are perplexed now? They said that the time of coalition Governments has come. I too say that no doubt it is a coalition era. It is known to everyone how allies will cut short the tenure of present coalition Government. I do not want to make a lengthy speech but whatever Mayawati Government is doing in Uttar Pradesh is not good. Mayawati's manifesto stated "Tilak, Tarajoo and Talwar to maro joote char". And today same people are supporting Mayawati whom she was telling to beat with the shoes. They are the same people...*(Interruptions)* Where Shri Jaiswal ji has gone? Mayawati ji's Government is running at his pleasure. If he listens to the plight of Talwar walas, he will feel pity on them. After Mayawati's Government was formed, one of our colleagues was telling that they have reserved certain percentage of posts of Station House Officers in Police Stations for Muslims and most backward classes. But I want to know who ensures the safety of these classes in the police stations where these posts are not provided to Muslim or other backward classes. Police Stations are not manned in this way. Dirty cattiest politics is being played there. There is one caste in this country which never comes to power. If it comes to power it comes by deceiving others.

19.00 hrs.

But whosoever it supports, it is able to give positions of power both in states and in the Centre. That particular caste is being suppressed in the most brutal manner in Uttar Pradesh. People belonging to this caste are being removed from prestigious posts in the police stations and the districts. Rajya Sabha, who is being discussed by all, was a Minister in the BJP Government and he was considered a good and honest person. As long as he supported Mayawati Government he was good but when he opposed that Government he was considered as the dreadful criminal of Uttar Pradesh. Not only he, but even his 80 years old father was prosecuted. What sort of Government is this? Can any Government function by following such repressive policies? Power can never be eternal, it has to be worn as religion. I would like to request Bhartiya Janata Party not to allow that particular caste to go in support of Shri Mulayam Singh Yadav deliberately. When Shri Gupta was their Chief Minister and their position was very bad, they had to send Shri Rajnath Singh so that the said caste came to their support on bloc. It enabled them to achieve the third position otherwise they would have failed to open their account. Today people of that caste are being discriminated against with their account. Today people of that caste are being discriminated against with their support. I am of the opinion there should be no casteism but in Lok Sabha we often talk about Muslims and Harijans, thus there could be no objection in talking about Rajputs once and if Ahirs and Rajputs join together in Uttar Pradesh, others would not be able even to caste their votes...*(Interruptions)*

THE MINISTER OF STATE IN THE MINISTRY OF LABOUR (SHRI ASHOK PRADHAN): You should not say such things here...*(Interruptions)*

SHRI PRABHUNATH SINGH: Rajputs are being discriminated against. They are being harassed. The

[Shri Prabhunath Singh]

condition of Rajputs is even worst than that of dalits. Whoever is in power suppresses them. ...*(Interruptions)*

Mr. Deputy Speaker, Sir, I am addressing you.

MR. DEPUTY SPEAKER: Please look towards me. Don't look there, they are shouting.

SHRI PRABHUNATH SINGH: Ashok ji is my friend. He had intervened.

MR. DEPUTY SPEAKER: Show friendship to me also.

SHRI PRABHUNATH SINGH: There are reasons why MLAs turned dissident. I do not want to discuss the state of development in the state as the question is of majority or minority. The point to be considered as not that minority government would continue since there has been enough development or the majority government won't be able to function since there is no development. The question is why people are not happy even though government enjoys majority. The Chief Minister acts like a queen. She gets angry with an MLA who meets her but do not touches her feet. A number of my relatives with an MLA who meets her but do not touches her feet. A number of my relatives who are also MLAs tell me that they have stopped going there as even their viable and implementable works would get stalled if they do not touch the feet of the Chief Minister. Such a scenario where the MLAs and their family members are roughed up just because they do not touch the feet of the Chief Minister, will prove to be a blot on the history of the nation. ...*(Interruptions)*

I would like to submit that there was a confusion whether the Government are in majority or not. But hon'ble Governor issued a statement that the Mayawati Government enjoys majority. They say that Shri Mulayam Singh ji didn't prove his majority. But the day hon'ble Governor issued his statement, did Ms. Mayawati prove that she had the support of 204 MLAs? And if she had not proved her majority, then at least the hon'ble Governor should have kept quiet. Issuing such a statement was not appropriate. If the people and MLAs of Uttar Pradesh wish that the meeting of Legislative Assembly should be convened, then it should have been convened and the Mayawati Government should have proved its majority there. And if she has the majority, she can run the Government. With these words, I conclude.

DR. RAGHUVANSH PRASAD SINGH (Vaishali): Mr. Deputy Speaker, Sir, Uttar Pradesh is the largest state of our country and in terms of population, only five countries of the world have more population than Uttar Pradesh. Thus it is ranked sixth in the world.

We are discussing the current political scenario of Uttar Pradesh. Since it would consume a lot of time, I would not go in the background and would try to analyse, in brief, the current political situation there. I remember an occasion when Ms. Mayawati was a Member of this House and in her speech she had said that her party would remain neutral but when the votes were cast, they voted along with us against the Government of Shri Atal Bihari Vajpayee and the Government fell. Here also, in her speeches, she talked a great deal about 'Manuwaad' but as Shri Prabhunath Singh rightly said, once people get power, all their policies and principles simply vanish. She assumed power with the help of so called Manuwaadis and we had hoped on the lines of Dr. Lohia that once the depressed classes assume power, country would undergo social and economic changes and the country would progress. This thought was ingrained in us. Thus, we had thought that Ms. Mayawati is a dalit woman and with her assuming power, the morale of the people will be boosted and the administration would improve but it did not. There is a great threat of her becoming an ally of Manuwaadis rather than their opponent.

And during the election, she won votes on anti-BJP plank. The BJP people tried to incite communal passion there. Vishwa Hindu Parishad undertook 'Shiladaan' programme four days prior to elections. All sorts of religious activities were undertaken. All out efforts were made to incite passions and riots and thus get votes, even then BJP was able to get the third position, that too due to efforts of Shri Rajnath Singh. But their three Ministers accused in Mosque demolition case and could not be exonerated by Shri Rajnath Singh, were from BJP.

YOGI ADITYA NATH (Gorakhpur): It was not a mosque, call it a disputed structure.

MR. DEPUTY SPEAKER: Swami Aditya Nath, he is not yielding. Since Shri Raghunvash Prasad is not yielding none of your speech would be recorded. You are speaking in vain. That is not being recorded.

...*(Interruptions)**

DR. RAGHUVANSH PRASAD SINGH: What can we say if we plead that the structure was demolished on the basis that originally there was a temple over there, we are considered fanatics whereas on the other and the advocates of the demolition, already the worst enemy of Muslims are not being considered enemy of not only

* Not recorded.

Hindu, but the enemy of entire country putting peaceful atmosphere prevailing in the country in danger.

Mr. Deputy Speaker, Sir, three Ministers were accused in it. If Shri Rajnath ji wanted, then why he could nit issue modified notification, it was because members of BJP were involved in it. He asserted that there was no need of amending the notification. It seems he struck a deal with them so as to remain in power. No one has cheated the nation this way so far. Every secularman in the country has been betrayed. Prabhunath Singhji says everything is fair in the game of politics.

People are citing examples that whoever opposed the demolition, the Government are taking stern action against them. It is great injustice which should not be done and it cannot be tolerated. It has been evident through discussion that oppressive measures being taken over there are not very simple. They may have turned rebels. Everyone of you know Tenth Schedule. Anti Defection Act was passed by this Parliament to check defection. It is being told that action will be initiated against the persons who violated the whip. But they are saying that they had simply opposed for which the party has issued them Show Cause Notice. Membership can not be cancelled under three provision of Tenth Schedule. One, if one resigns from the party voluntarily, two, if number of Members defected in less than one third of that party's total strength, three, if one violates whip. But they have only spoken against them. They only said that they are unhappy with the Government and that they do not support the Government on this account. Action is being taken against them only this pretext and fake cases are being framed against them. The Government are acting brutally against them so that the majority remains intact by all means.

Just now, the Minister of State in the Ministry of Law expressed his views. He was referring to a law book and was telling that whatever is being done there, is justified. But he should tell under which provision of law, Constitution or order of the Supreme Court a Government reduced to minority should remain in power. Everyone knows that minority or majority will be proved on the floor of the House. People who claim that they are in majority should convene a session and prove it in the House. I have read the statement of Governor also. Though constitutionally, he is watch dog of the Constitution but he is not acting as per the law. He is dancing to the tune of the Central Government. He acts as per the orders from the Centre. He should protect the Constitution. He acts as a representative of the President of India and Constitutional head of a State. He has an overall responsibility. Therefore, he should remain impartial and should follow Constitutional conventions. Therefore, he should ask the Government to prove its majority within some specified period as he has done it on earlier occasion. I have learnt it through media that a number of Legislators have submitted a memorandum to him. Everyday, media has been reporting the number of names of legislators who signed the memorandum. Media is also reporting as to how many Legislators are against the Government. It has become clear before the nation and whole of the world. It proves that the Government have lost its majority and are reduced to minority. Now, in place of 217, support of at least 202 legislators is required. It is reduced after bifurcation of the state. In case of Council, 193 votes are required, Congress Party boycotted Councils voting wherein they secured 193 votes. But, constitutionally, even with 193 votes, they are in minority. Therefore, allowing the minority Government to remain in power or being part of it is against the directions of Court given in S.R. Bommai and Ramai case. As per the Constitution, the party with majority should rule and if the majority becomes doubtful and it becomes clear to the public that the Government are reduced to minority, it should prove its majority without any delay. The horse-trading or buying selling will destroy the democracy. People seek an opportunity to cross the floor so as to earn money. Therefore, a session should be convened immediately to prove the majority. If the Government does not convene the session, the Central Government, if it is a responsible Government, should call the Governor back. That's what I want to submit at last.

[English]

MR. DEPUTY SPEAKER: The hon. Speaker had announced in the House a short while ago that the debate on U.P. will be completed today and hon. Deputy Prime Minister will reply tomorrow. Hon. Speaker has now desired that the reply of Deputy Prime Minister will not be on tomorrow but on day after tomorrow, that is on 28th November, 2002.

[Translation]

SHRI MULAYAM SINGH YADAV: I agree to it...*(Interruptions)*

SHRI MOHAN RAWALE (Mumbai South Central): On behalf of Shiv Sena, I oppose the resolution moved by hon. Mulayam Singh ji. Dalit Chief Minister Mayawatiji has just assumed the office. Why he opposes her, since every time he expresses love and affection towards Dalits?

[Shri Mohan Rawale]

I don't know it. I have observed it only in this House...*(Interruptions)* When Shri Balayogi ji, also a dalit, was about to assume the Office of Speaker, that time also he had opposed him. I am listening to everyone's views on U.P. Though, I hail from Maharashtra, yet I am listening. I know when Shri Mulayam Singh was the Chief Minister of U.P. our 'Ram Bhakts' were killed selectively. ...*(Interruptions)*

SHRI BASU DEB ACHARIA: What for he was sent from Maharashtra?...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: He can ask his leader. How I treated with him when he had been to Lucknow. Even today he praises me for my behaviour towards him...*(Interruptions)*

SHRI MOHAN RAWALE: He is equal to my father. I do admit the same here. But politics is a different thing...*(Interruptions)* He plays politics, that is something else.

MR. DEPUTY SPEAKER: Please address the Chair then only our continuity will be maintained.

SHRI MOHAN RAWALE: Even press was attacked on this issue in 93. Rioteers entered High Court premise, beat up Judges and Advocates. Why they were beaten up?...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: Who told? The Press Council of India sent senior journalists thrice. Every time they reported in my favour...*(Interruptions)*

SHRI MOHAN RAWALE: I do not know, why they were beaten up?...*(Interruptions)* I did not say that he beat them up...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: 'Halla-Bol' slogan was launched against two newspapers. Subsequently, both the papers realised. They met me and a three member Committee under the Chairmanship of Shri Rajendra Prasad, Editor, Navbharat Times inquired into it and Submitted its report in my favour....*(Interruptions)*

MR. DEPUTY SPEAKER: It will be smooth, if you do not speak controversial things.

SHRI MOHAN RAWALE: Big things are said about women and congress people are more vocal in this regard. Today also a matter has been raised in this regard Prior to me, it has been said that it is a very shameful act in the Indian politics...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: I do not want to repeat. The lower court has acquitted me. People went to the high court, but it was proved in the lower court that I was innocent. Please keep the entire information with you. There is no suit against me.

SHRI MOHAN RAWALE: Mayawati ji was attacked. If a case is filed in the court, it will be decided there that what and how it happened. The court will give its judgement. I would like to tell that the house of former Chief Minister of Maharashtra Shri Narayan Rane, who is now the leader of opposition, was put to flames between the night of 22nd and morning of 23rd. His house was attacked and burnt. The house of a former Chief Minister in Maharashtra was put to flames and now the congress people are saying such things. A Committee was constituted here in connection with Mayawati ji and during the discussions here, everyone condemned the incident, but today the house of the leader of opposition has been burn but no one uttered even a single word to condemn it. We raised this matter yesterday. He informed the hon. Minister of Home Affairs on telephone...*(Interruptions)*

[English]

SHRI SHIVRAJ V. PATIL (Latur): Sir, this is not relevant and if he is allowed to speak like this, I should also be allowed to speak.

[Translation]

SHRI MOHAN RAWALE: House of the leader of opposition was burnt and you can well imagine about that situation...*(Interruptions)*

MR. DEPUTY SPEAKER: Please speak on the subject matter.

SHRI MOHAN RAWALE: I have seen here as to where the discussions are diverted. I am putting the relevant things. Its their Government in Maharashtra and the house of leader of opposition there was attacked. Today no one's life is secure in politics. He called the Home Minister of Maharashtra when his house was attacked, but the phone was not picked up. Congress sponsored people attacked his house and all it happened in Kankauli...*(Interruptions)*

MR. DEPUTY SPEAKER: You are speaking this thing since beginning please speak on the subject matter.

SHRI MOHAN RAWALE: Sir, so much of atrocities are being committed there and its their Government which is committing all this. Just now, some hon. Member told about atrocities committed in Uttar Pradesh, in fact a movement has been launched in Maharashtra...*(Interruptions)*

MR. DEPUTY SPEAKER: He has told about atrocities in Uttar Pradesh...*(Interruptions)*

SHRI MOHAN RAWALE: I am saying the same thing. Sir, we did very good work in Maharashtra. Our Chief Minister, during his tenure, got flyovers constructed there. He made arrangements for providing drinking water and public lavatories in each such village where these facilities were not available. Congress closed the Jhunka Bhakar centers opened for poor people during his tenure. The Government of Maharashtra is not doing anything in this regard. Now, they are getting disappointed and due to this disappointment, they attacked the former Chief Minister of Maharashtra. He is saying that Mayawati Government has committed atrocities but he is not telling that what atrocities her Government has committed. They are not aware about what is happening in their own state and whose houses they have burnt.

Sir, life of no party worker or leader is safe in Maharasthra. They could not do anything against the Bharatiya Janata Party during its tenure. Now, they cannot face anyone even in villages. They were given funds but they spent these funds on their foreign visits. Crores of rupees for employment purposes were diverted to the sugar mills by these people, but this did not happen in Uttar Pradesh...*(Interruptions)*. Acharya ji is sitting here, Somnath ji was also speaking, he is not present here right now, and the hon. Member of Samajwadi Party sitting beside him has actually made your presence negligible...*(Interruptions)*

[English]

MR. DEPUTY SPEAKER: There are two more speakers. Please be serious.

[Translation]

SHRI MOHAN RAWALE: Sir, these people are laughing...*(Interruptions)*

MR. DEPUTY SPEAKER: You yourself are laughing.

...*(Interruptions)*

SHRI MOHAN RAWALE: Sir, the Government there is running very successfully. Mayawati ji is like our elder sister and we respect her and wish that the House should also respect her. Conspiracy is being hatched to remove her. I oppose the motion introduced by him. The Government of Maharashtra should be removed keeping in view the atrocities and other wrong things being committed there...*(Interruptions)*. Discussion was held when the leader of Opposition in Maharashtra was attacked. Today, houses are being burnt there...*(Interruptions)*. No one was concerned when the house of former Chief Minister of Maharashtra was being burnt, no one felt sorry for that. It is really unfortunate. We never supported such things. We support the continuance of the Government in Uttar Pradesh, but I oppose the Motion introduced by Mulayam Singh ji and demand for removal of the Government of Maharashtra.

SHRI SHIVRAJ V. PATIL: The things said by my colleague Rawale ji with regard to Maharashtra need some clarification otherwise it will lead to some misunderstanding...*(Interruptions)*

SHRI MOHAN RAWALE: Please be ready for discussion, we are also ready.

SHRI SHIVRAJ V. PATIL: I would say only one thing that a Member from NCP was murdered in Maharashtra and the house of former Chief Minister was burnt by the people. I would like to say that action should be taken against the murderers and those who burnt the house.

THE MINISTER OF PETROLEUM AND NATURAL GAS (SHRI RAM NAIK): Who has burnt the house?

SHRI SHIVRAJ V. PATIL: Action should be taken against the persons who have burnt the House.

SHRI MOHAN RAWALE: The house was burnt in the presence of police and these people had the Government's support...*(Interruptions)*. They said that this is the reaction of the murder committed earlier...*(Interruptions)*. He is laughing.

MR. DEPUTY SPEAKER: This situation would not have occurred, had you spoken on the subject only.

SHRI SHIVRAJ V. PATIL: I would only say that action should be taken against the guilty, the person who committed crime. He is speaking regarding that place but we do not have any information in that regard.

SHRI MOHAN RAWALE: But it is sufficient that you have information with regard to burning the house...*(Interruptions)*. He has been killed by the villagers and there is case of rape against him...*(Interruptions)*

[English]

MR. DEPUTY SPEAKER: Nothing will go on record now.

*...(Interruptions)**

SHRI BHAN SINGH BHAURA (Bhatinda): Mr. Deputy Speaker, Sir, many irrelevant things have been said during the discussion when the subject of debate is U.P. then the question under deliberation is whether or not the Mayawati Government is in minority or majority or whether the Governor has acted properly or not. All of us saw as to what role was played by the Lt. Governor during elections. He should have invited the largest party to form the Government and if that party had failed to do so he should have asked the second largest party to form the Government. But the Hon. Governor decided on his own and suspended the assembly. He held with BJP and the Government under Mayawati's leadership was formed. I would like to ask whether a Governor should act in this way? Governor is the guardian of the Constitution and he should not have acted in this way. If he is willing to do so he better stay in BJP. He should maintain the constitutional dignity once he has been appointed as Governor by the President. I am of the opinion that the Governor has taken a wrong step. He himself said that the required majority is there. How can a Governor be bother about as to whether particular party is in majority or not? Sarkaria Commission has made an explicit recommendation that the majority would be judged on the floor of the legislative assembly. One hon. Member was referring about various conditional provisions. We all are aware that Sarkaria Commission has clearly mentioned that the decision of majority or minority would be made in the legislative Assembly. Mayawati wants to run the Government and the BSP talks about Dalits. Mayawatiji also need to talk about dalits here but she preferred having the party of the business class as its allies. What kind of alliance it is? She is playing this number game just to form the Government. The BJP is also apprehensive as to what will happen if they lose the resigns of power and it is on account of this fear they are assisting Mayawati. Mayawati herself should have tendered resignations when she knew that her Government is in minority and she should come to the legislative assembly by tendering resignation. She would again become Chief Minister if she gets majority. Heavens would not fall if she resigns. I would urge upon BJP not to earn further notoriety and they should ask Mayawati to resign and prove majority in the legislative assembly without making any fuss. With these words I support the proposal moved by Shri Mulayam Singh Yadav.

MR. DEPUTY SPEAKER: The names of three more members namely Shri Vinay Katiyar, Kunwar Akhilesh Singh and Shri Basu Deb Acharia are in the list.

[English]

I would request them to be short because their party Members have already exhausted the time allotted for their parties.

[Translation]

SHRI VINAY KATIYAR (Faizabad): Mr. Deputy Speaker, Sir, Shri Mulayam Singhji has raised a state subject here in the House, hence I oppose it. It is a state subject and should have been discussed in the state. The budget session concluded these joint two months ago. At that time also rumours rife safe that budget would not be passed and the Government would topple. These all kinds of rumours and malicious propaganda was being launched but during such a long budget session not even once it seemed that the Government is under any kind of threat or in minority. Generally voting takes place after the discussion on the budget but the Samajwadi Party neither asked for any voting on the finance Bill nor did it participate in any discussion. They staged walkout. Had they taken part at least in voting the strength of the Government would have been judged but it did not do so. The Samajwadi party tried to lure some legislators to defect and raised the cost issue but I do not want to dwell on it, who could be a bigger supporter of the 'thakurism' and the 'chhatri' you have mentioned? One does not know as to how much we struggled for Ram Temple? You ordered for firing, We do not have any objection. You were in power then and you acted what you felt best. Similarly we also did what we felt doing best but at least the efforts should not be made to divide the country by giving the slogan of caste in this House. Today Lok Sabha is witnessing a situation that was never expected. When we sit here we talk of working in Union but today this unity is under threat. Even the discussion on dalits are not devoid of political foreplay.

It is true that we thrice made Mayawatiji the Chief Minister. There is no harm in accepting this truth that twice our alliance was broken. Whatever may be its reason it cannot be denied that we made her the Chief Minister. 6 months have passed and the U.P. Government is performing well and I do not want to waste the time

* Not recorded.

of the House by discussing it in details as how is the Government performing. However, a news was reported in your newspaper. When the entire controversy seemed to die down and started to give way to peace and order, you accepted that you took a decision at wrong juncture. When you accept that the decision had been taken at wrong time don't you think you have raised this issue by holding discussion in Lok Sabha at a wrong point of time...*(Interruptions)* Your statement was reported in the "Times of India". Whether the drive which started this time was right or whether your statement was wrongly reported in the newspaper? Whatever be the truth, it was reported.

SHRI MULAYAM SINGH YADAV: It was done by Congress Party.

SHRI VINAY KATIYAR: You talk about the Congress. I would come to it later on. However, at that time you used to quote Congress on the matter of majority. However, on what ground Congress could have talked on it? Had Shrimati Gandhi tendered her resignation when the official candidate of Congress Shri Neelam Sanjeeva Reddy had lost to V.V. Giri? I fail to understand the moral ground on which Congress speak. They argue that the criminalisation of politics started in the post-Congress era but also staged the Diwan abduction scandal in UP. Criminaisation of politics has its genesis in the Diwan abduction scandal which happened in Congress regime.

He talked about development. I have lived in Kanpur. Shri Jaiswalji was saying it right now. In whose regime the Swadeshi Cotton Mill, Lal Imli Mill, Mayur Mill, Elign Mill etc. closed down—none other than Congress regime. All factories were made to close down so long as Congress asked in U.P. Even the Cement factory was also sold. Whatever the reason may be for the closure, Congress failed to keep it functional. Only politics was being played and decisions kept on being amended. Which new factory was set up by Congress in U.P. of which it can boast of.

Here the issue of atrocity was raised on what basis atrocity can be mentioned by Congress Party who spared none during emergency. Many persons are eye witness to it. It is very sad to hear these things from Congress though these thing are said from political considerations. Congress broke all old records and created new records. Congress has a cheqered past and still they talk of protecting constitution. They devoted to amending the constitution for remaining in power and did everything to save the chain of Prime Minister and today Congressmen say that if they had voted in MLC election in U.P. he would have been defeated. Then why did they missed such an opportunity?

SHRI SHIVRAJ V. PATIL: Who has spoken it?

SHRI VINAY KATIYAR: This has been said by Shri Jaiswalji of your party.

[English]

SHRI SHIVRAJ V. PATIL: This is a House where there should be some relevance when he speaks. I am sifting here. He is going on and on saying all these irrelevant things. If I do not object it, then they will say that we have not said. Anything at all about it. Shri Katiyar, is this the way you want to have a discussion on the floor of the House? Now, you are the President of your party there...*(Interruptions)* It is because of your attitude that this is happening. It is because of your attitude and that of your party that this is happening there.

[Translation]

SHRI VINAY KATIYAR: If I am saying wrong then you can challenge it. Did you not impose emergency, did you not put political prisoners into jail without trial, I have myself been sufferer. You have talked about law and criminalisation.

[English]

SHRI SHIVRAJ V. PATIL: Who has said all these things? Our Members have not said it. Otherwise, we should be allowed to reply to this debate.

[Translation]

SHRI VINAY KATIYAR: You have said that criminalisation started after the Congress rule.

SHRI SHIVRAJ V. PATIL: You did not hear because you were not present at that time.

SHRI VINAY KATIYAR: Your Party member was speaking, who has been former President of U.P. He had said that criminalisation started after the Congress rule. Now you want to bring other parties into the dock. You were involved in Diwan Kidnapping case, how is it correct?

SHRI SHIVRAJ V. PATIL: What you are saying is not correct.

SHRI VINAY KATIYAR: But you think what you have done is right. If you think it is not right then don't follow it.

SHRI SHIVRAJ V. PATIL: We all have seen what they have done in Ayodhya.

SHRI VINAY KATIYAR: I am proudly saying that we have launched a movement, what is the objection to it?

SHRI BASU DEB ACHARIA: They have demolished Babri Masjid.

SHRI VINAY KATIYAR: It is not a question of Babri Masjid. Dr. Ram Manohar Lohia has written that Aurangzeb and Babar were foreign invaders. You tell that it is not written.

SHRI BASU DEB ACHARIA: What is written?

SHRI VINAY KATIYAR: This quotation is there in his own diary. I don't want to go into that controversy but it has been discussed. Atleast Congress Party should have not said like that. Criminalisation has been mentioned by the Congress. Alongwith this, they have mentioned about development also. You have been Chief Minister there. Prior to that Congress was in power there during their period how many bridges were constructed in U.P. Then BJP Government was formed and during their tenure a bridge is constructed daily. It is not that efforts were not made for development. All of them, who had been in power, have made efforts in their own way for development. Undoubtedly everyone has efforts in this regard. Someone may have got less success in the matter of development as they remained in the power for short time while others may have got more success because of their long tenure.

Mr. Deputy Speaker, Sir, today people are facing electricity crisis there. This problem is prevailing not only in U.P. but in the entire country. In this problem not prevailing in his Bengal. Today there the state government does not have funds even to give salaries...*(Interruptions)*

SHRI BASU DEB ACHARIA: There is no such problem.

SHRI VINAY KATIYAR: You solve the problem by resorting force. I will not discuss that otherwise the hon'ble Deputy Speaker would say that I have deviated from my point and started discussion on Bengal issue.

SHRI BASU DEB ACHARIA: We are not ruling Bengal by force. Rather you may be running the Government in this way, this is not possible in my state. You please speak on the subject...*(Interruptions)*. Today all industrialists are shifting to Bengal.

SHRI VINAY KATIYAR: All sort of ways are being adopted in your state. Even a report cannot be made without the desire of your office...*(Interruptions)*

SHRI SHYAM BIHARI MISHRA: From there, all industrialists have fled...*(Interruptions)*

SHRI VINAY KATIYAR: I am also speaking on that.

SHRI BASU DEB ACHARIA: You come to the point, why you are talking about Maharashtra and Bengal. You speak about Uttar Pradesh Legislative Assembly and governor...*(Interruptions)*

SHRI VINAY KATIYAR: Why are you getting disturbed, you have given your name. Your name is also there alongwith hon'ble Mulayam Singh Yadav. Therefore, why should I spare you.

MR. DEPUTY SPEAKER: Achariaji, your chance will come after him then you speak. Now it's not your chance. Katiyarji you address me and conclude your speech as early as possible.

SHRI VINAY KATIYAR: If you say then I will conclude my speech within half minute. But the majority about which he is talking...*(Interruptions)* I am saying this because I have never seen such a respectable leader like Mulayam Singhji yielding so much. I don't know that his...*(Interruptions)*

SHRI SHIVRAJ V. PATIL: He is not among those who yield and we are not among those who compel him to yield.

SHRI VINAY KATIYAR: Not only the people of U.P. but the entire country knows about his nature that he is not among those who yield before anyone. I am saying correct. But this is the play of power that you made him wait for hours together...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: I can yield twenty times for the sake of the country. You are ruinning the state and the country.

SHRI VINAY KATIYAR: Therefore, I want to thank you that you have compelled a person to surrender who normally does not budge at all.

SHRI SHIVRAJ V. PATIL: You are not going to get any benefit from this. Due to this your position is going to deteriorate and other's position is going to improve.

SHRI VINAY KATIYAR: If you are feeling so, under such circumstance I may deviate from my subject...*(Interruptions)*

MR. DEPUTY SPEAKER: If you address the chair then you can avoid all these things.

SHRI MULAYAM SINGH YADAV: If you Summon assembly, the position will clear.

SHRI VINAY KATIYAR: Mr. Deputy Speaker, Sir, he is saying that we have lost majority. We have not lost majority. you have given the list of 204 members, your National General Secretary went there and made the claim and included 37 MLA's of BJP in the list. In election you have got 183 votes. Had the congress participated in election they would have suffered cross voting. Since the Congress protected its honour and saved its party, I congratulate them for that otherwise there were many groups which could have broken away. Therefore it cannot be decided on the basis of cross-voting whether this Government is in majority or minority. Majority was not proved in the House, it was only claimed. Majority should be proved in the House Recently $1\frac{1}{2}$-2 months back, the session continued for a long time. Now the session is again going to start. You make preparation and prove your majority. If you feel that you can prove majority then you form your Government there, we will welcome you and certainly are to congratulate you. but atleast you should not create division in the party by tempting them with the offers of Chief Minister, Deputy Chief Minister and Minister. What you are doing...*(Interruptions)*

KUNWAR AKHILESH SINGH: You have started this practice.

SHRI VINAY KATIYAR: All right, we have started it but why you are abolishing it.

KUNWAR AKHILESH SINGH: We are not doing it.

SHRI VINAY KATIYAR: At least you please don't do this. Sir the way the hon'ble Government has been criticized is not proper in any way. Governor has three types of responsibilities. If there is President rule he is accountable to the people of the State. If there is elected Government he is accountable to it and the third situation is where head of the elected Government of the State complains that the Governor is not listening to him and is interfering in the functioning of the Government. This is third kind of situation. The Governor has not done anything that violate any of the three above mentioned situations. Today hon'ble Mulayam Singh Ji held discussion on the Governor by way of changing one word. It was clearly stated and it was also clarified by the chair that a Committee of Governors was set up to issue directive principles for the Governors. The Committee was convened on that matter and it was considered and concluded that the Governors are required to act on the advice of the Council of Ministers as the Council of Ministers decides the agenda for the Assembly Session. I am amazed to note that the Governor of Uttar Pradesh has been the topic of discussion today whereas discussion should not be held on the role of a particular Governor or the Governor in general in the House. Only if the Governor acts otherwise then discussions can be held in Lok Sabha otherwise the role of Governor should not be discussed here as ruling to this effect was given by the Chair. However country to it is being done. The topic of discussion has been the hon'ble Governor. While the constitution of the country was being framed, Dr. Bhimrao Ambedkar had submitted one thing that I would like to quote here. It is mentioned on page No. 2872-2873 of the Debate Vol. 10 of Constituent Assembly. It is stated there that:-

> "In the beginning provisions were made in British Constitution regarding the discretionary powers for the administrators of the colonies that they were free to use as per their discretion. The Governors or Viceroy who were equipped with such powers were under the Minister of India. If any serious situation arose for example any Governor did not comply the order of the Government or constantly ignored it the Minister of India would replace that Governor and would appoint some other person. Thus he would execute the order. As far as our Constitution is concerned we have not made any provision that compels that Governors to faithfully comply such order."

The above mentioned lines are contained in the Debates Vol. 10 dated 11 October, 1949 that explains as to how the Governors will be compelled to comply that order and how discussion will be held. Attention has been diverted from the main issue and efforts have been made to bring Governor in the dock. I would like to submit in the House that first he should garner support of the MLA's and then he should convince the Governor of the strength. If the Governor is convinced then I am confident that he will certainly convene the sitting of the Assembly.

I would like to submit that hon'ble Mulayam Singh Ji has referred to criminals. I would not like to discuss this subject as he is senior in age and it will not be proper if any thing hurts him and he objects. Those who are in power are involved in such a game and it is quite unfortunate.

Everyone is aware of the criminalisation of politics. The Members of ruling party, rather the Members of all the political parties assert in the House that there should not be criminalisation of politics, however outside the

[Shri Vinay Katiyar]

House the reverse is in practice. When you were Chief Minister of the State, Shri Updes Singh Chauhan had uttered only one word that he did not support your party. What happened to him and what type of action was taken against him is known to all...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: If you have mentioned my name then you should also listen to me. The information that you are supplying is not true. He was MLA of my party and operated buses without license. He used to operate bus without license and permit. When we did not allow him to operate buses without permit, he deserted us and joined your party...*(Interruptions)*

SHRI VINAY KATIYAR: Now you say that he was MLA of your party and when he said that he would not support your party then you stopped the operating buses without license earlier...*(Interruptions)*

SHRI MULAYAM SINGH YADAV: You please listen to me. He left our party for that reason. We tried our best to persuade him not to operate buses without license. We told that it was maligning our image and the image of our party. However when he did not agreed to stop it he left our party...*(Interruptions)*

SHRI VINAY KATIYAR: It was widely reported in prominent newspapers and the people of Mainpuri and in and around district are well aware of this fact. Otherwise you may prove yourself true in any way...*(Interruptions)*

MR. DEPUTY SPEAKER: Now you please conclude.

SHRI VINAY KATIYAR: Everyone is aware of the fact. So I would like to urge you all that there should not be the criminalisation of politics. There was a time when politicians did not dare to come to the criminal and now situation is such that they are hand glove with them. The entire House should be unanimous and action be taken to alienate criminal elements from politics otherwise every one will have to pay for this.

I oppose the motion moved by hon'ble Mulayam Singh Ji. I extend my thanks to you that you gave me time to speak.

KUNWAR AKHILESH SINGH (Maharajganj, U.P.): Mr. Deputy Speaker, Sir, the House is discussing the constitutional vacuum that has been created in Uttar Pradesh. Shri Vinay Katiyar said that we should not drag hon'ble Governor in controversy. Through the House I would like to convey to him that Samajwadi Party has always held hon'ble Governor in high esteem and it was never its intention to drag his office into controversy.

With regard to the time and manner of the origin of the controversy, I would like to say that after the results of the elections for 14th Legislative Assembly in Uttar Pradesh, Samajwadi Party emerged as the single largest party. Prior to it, after the results of elections for 13 Legislative Assembly in Uttar Pradesh, Bharatiya Janata Party had emerged as the single largest Party. When the then Governor, Shri Romesh Bhandari had not invited the BJP to form the Government, the then leader of the opposition in Lok Sabha, Shri Atal Bihari Vajpayee had staged hunger strike in front of the Prime Minister's House and also had condemned the actions of the then Governor, Shri Romesh Bhandari. I would like to ask the ruling party who was right whether Shri Romesh Bhanadari in doing what he did or the hunger strike staged by leader of opposition Shri Atal Bihari Vajpayee in front of Prime Minister residence?...*(Interruptions)*

SHRI VINAY KATIYAR: About which conduct you are mentioning? Even at that time one Chief Minister was dismissed without testing his majority in the House and another Chief Minister was installed who had no majority in the House. Was it right?...*(Interruptions)*

KUNWAR AKHILESH SINGH: No, it is not like that. I would like to ask. Shri Vinay Katiyar to expand his knowledge. No Chief Minister was dismissed at that time. After the results of elections for the 13th Legislative Assembly were out, Governor, Shri Romesh Bhandari had recommended the imposition of President's rule in Uttar Pradesh and respected Shri Atal Bihari Vajpayee had staged hunger strike in front of Prime Minister's residence against the decision. And after the elections for 14th Legislative Assembly, Samajwadi Party emerged as the single largest party and I would like to remind the ruling party members that neither Bhartiya Janata Party, nor Bahujan Samaj Party or Rashtriya Lok Dal had staked their claim to form the Government.

20.00 hrs.

Bommai case has been referred here, and in that context, I would like to say that only Samajwadi Party had staked its claim to form the Government. But hon'ble Governor was not agreed to that claim and he imposed President's rule in Uttar Pradesh.

I would like to know that when after elections for 14th Legislative Assembly, H.E. Governor Shri Bishnu Kant Shastri had...*(Interruptions)* Shri Katiyar ji, Your leader, your national leadership had decided that people have given their mandate to sit in opposition, and therefore they will sit in opposition. Samajwadi Party did not say it. At that time, respected Prime Minister, as the

leader of the House had approved the imposition of President's rule in Uttar Pradesh. It took two months for the bargaining to become fruitful between his party and the Bahujan Samaj Party and Rashtriya Lok Dal and thus a coalition Government took office in Uttar Pradesh.

Through you, I would like to know from the ruling party Members whether the action of the hon'ble Prime Minister in 1996, which was taken in the capacity of leader of the opposition, was right or his action in 2002 taken as the leader of the House was right? If he was wrong earlier, he ought to apologise to the nation, and if his present action is wrong he ought to resign from the post of Prime Minister of the country. I would like to ask the ruling party whether this controversy has been created by Samajwadi Party or by the MLAs supporting them? At first, eight independent MLAs withdrew their support to the Government. It was followed by a statement from the hon'ble Governor which I read in media report. He said that, in fact, only seven MLAs have withdrawn their support while one MLA was already opposed to the Government. He even asserted that Mayawati Government enjoys the support of 210 MLAs. We did not say it. Their leader Shri Lalji Tondon petitioned the Legislative Assembly Speaker for the termination of membership of 10 MLAs of BJP. We did not do it. Their leader Ms. Mayawati filed a petition before the Speaker of the Legislative Assembly to terminate the membership of an MLA Shri Jai Prakash Yadav. They have lost the support of those MLAs. I am not saying all this, but their petition...*(Interruptions)*

SHRI VINAY KATIYAR: All I have to say is that if anyone revolts against the party...*(Interruptions)*. When it occurred in their party, they also took action against the MPs. They asked their MLAs...*(Interruptions)*.

KUNWAR AKHILESH SINGH: We did not file petition to terminate the membership of our MPs...*(Interruptions)*

SHRI VINAY KATIYAR: The action taken can vary...*(Interruptions)*. If I am terminating their membership, why do they object?...*(Interruptions)*

MR. DEPUTY SPEAKER: His views will go record only if you are yielding, otherwise not. Both views cannot be recorded simultaneously.

...*(Interruptions)*

KUNWAR AKHILESH SINGH: My submission is that the BJP filed a petition before the speaker of the Legislative Assembly to terminate the membership of ten members of their party. Bahujan Samaj Party did so with regard to their one MLA. After these 11 Members, they have the supports of only 199 MLAs and for majority they need the support of 202 MLAs. Now please tell me how they have the support of 202 MLAs? Samajwadi Party is not staking its claim to form the Government, it is only claiming before the hon'ble Governor that the present Government no longer enjoys majority in the Uttar Pradesh Legislative Assembly. On the basis of this, I would like to say that the coalition Government of BSP and BJP in Uttar Pradesh has been reduced to minority as per law. Shri Katiyar, if you believe that you have majority why are you afraid to call the session of Legislative Assembly? Justice will be done there.

With all humility, I would like to say with regard to the bye-election of legislative assembly that was mentioned by them and they also said that had Congress Members voted them only God knows what would happened by fourth of March...*(Interruptions)*. Please listen to me. Their such deeds will endanger democracy in the country. He said that Samajwadi Party candidate received only 183 votes. Had the Members of Congress Party cast their votes, it would have resulted in cross voting. I want to say that had congress party cast their votes, the Samajwadi Party candidate Shri Jaswant Singh would have got 220-225 votes. I want to say that if they have full faith in Congress party then why the session of Legislative Assembly is not being called. Do you have any apprehension that Congress Party would abstain from the House? I feel that Congress Party would play a creative role whenever the session of Legislative Assembly of Uttar Pradesh is convened. The leader of Congress Party in State Legislature Shri Pramod Tiwari and a legislator of their party have stated before the Governor that this Government has lost the majority. Shri Vinay Katiyar ji, Samajwadi Party has the strength of 183 members and the support of other 23. Hence, it had a total strength of 206 members and not 204. We have a strength of 206 members in Uttar Pradesh Legislative Assembly against the present Government. Please note—against the present Government...*(Interruptions)*

SHRI ASHOK KUMAR SINGH CHANDEL (Hamirpur, U.P.): Please mention names if you have got the list of 206 members. We will summon the Legislative Assembly...*(Interruptions)*

KUNWAR AKHILESH SINGH: You are not authorised to put such a demand. You can demand only when you would be authorised...*(Interruptions)*

[English]

MR. DEPUTY SPEAKER: Nothing will go on record except the speech of Kunwar Akhilesh Singh.

...*(Interruptions)**

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* Not recorded.

[Translation]

KUNWAR AKHILESH SINGH: Such a list would be presented sometime later on...*(Interruptions)*

[English]

MR. DEPUTY SPEAKER: You do not talk. Unless you get permission from me, you cannot talk like that. Either he should yield to you or you should get my permission.

[Translation]

KUNWAR AKHILESH SINGH: He has been my colleague in Legislative Assembly. He is my friend.

Mr. Deputy Speaker, Sir, through this House, I would like to say that the coalition Government of Bhartiya Janata Party, Bahujan Samaj Party and Rashtriya Lok Dal is at dying stage in Uttar Pradesh. The present Government of Uttar Pradesh has violated the Constitution and is working in an arbitrary manner. Elected members are being sent to jails on various charges. Just now Shri Rashid Alvi was also saying that the criminal has to be sent to jail. Rashid Alvi ji, if Mayawati ji continues for two-three more months, none of the legislators belonging to opposition would be excluded from the criminals category and all the legislators would be behind the bars.

I would like to remind you the year 1977 when all national leaders were behind the bars. What were the results of the elections held in 1977? We should learn a lessons from the history. I would also like to mention about Raghuraj Pratap Singh alias Raja Bhaiya against whom this case has been filed. He had been a Cabinet Minister in Uttar Pradesh not for one or two days but continuously for 5 years. Till that period of 5 years he was considered as a good person. But when he opposed the Government, a false case was filed not only against him but also against his 70 year old father who leading a life of saint. A case has also been filed against a dalit legislator who won with the support of Raghuraj Pratap Singh and he has been sent to jail two-three days ago. Member of Legislative Council Shri Akshay Gopal Singh has also been arrested and sent to jail.

Shri Mishra ji and Chinmayanand ji have mentioned about Rampur Tiraha incident. Please see the observations given on Rampur Tiraha case. It proved that the people who followed the Goebbels way were exposed. Please go through the observations of Supreme Court in regard to this case. One more incident took place after the Rampur Tiraha incident for which Shri Mulayam Singh being the Chief Minister of Uttar Pradesh had apologised and condemned the incident in State Assembly. Later on, when the matter was taken up in the Supreme Court, it did the justice.

Just now, the name of the killer of Brahm Datt Dwivedi was mentioned here. It has been stated the Dwivedi ji had protected Mayawati. But how cruel the sister was who openly supported the killer of Brahm Datt ji. They have such character not we. The leader of Vishwa Hindu Parishad Shri Nand Kishore Rungta was brutally murdered. But Vinay Katiyar ji that killer is being protected, a person against whom a statement had been given that our life is in danger, has been given protection. Therefore, I would like to request the Government to pay attention to these things also.

Hon'ble Mulayam Singh ji is present here. There are many frontal organisations which are very close to Samajwadi Party. But if any person of these organisations indulge in murder or abduction, Samajwadi Party will not accept or support him.

I would like to say that an elaborate discussion has taken place on the development in Uttar Pradesh. If the funds are available, then why sugarcane growers and paddy growers are in such a pitiable condition. Why the outstanding amount of sugarcane growers is not being paid? Why they are compelled to burn their produce? Paddy growers should get Rs. 550/ per qt. as support price for their produce. However, they are forced to sell their produce only at Rs. 375, Rs. 380 or Rs. 390. You are also a member of Parliament. Collectors do not clear the proposals under MPLAD without taking commission. Where that commission is going...*(Interruptions)*. I am sure that it is taking place. A joint parliamentary team should be sent there to reveal the truth and I am ready to pay the penalty if I prove wrong.

Regarding the discussion took place here about the development in Uttar Pradesh, I would like to mention that Shri Mulayam Singh Yadav has been the Chief Minister of Uttar Pradesh twice. He made a record increase in support price of sugarcane by 25% when he became the Chief Minister for the first time. During second term of his Chief Ministership, the price of sugarcane was increased to Rs. 66 per qt. from Rs. 44 per qt in 1992 when BJP Government had left. It is our Government who increased the prices of sugarcane. Mishraji, you can see the record of 1995. In 1995 our government determined the rate of sugarcane Rs. 66 per

quintal. Sugar mills started their function timely and crushing of sugarcane was also started timely and the payment of sugarcane was made to farmers. I would like to say that coalition government of Bahujan Samaj Party and BJP in Uttar Pradesh has lost confidence of people.

On issue of power Mayawati Government has stated that lot of funds has been collected for this purpose, then why shortage of power is being faced. Vinay Katiyarji, you belong to Faizabad area. A few days ago agitation was launched there over the issue of power shortage. Police resort lathicharge due to which a young person died. Today situation has been deteriorated to such extent that farmers are compelled to stage dharnas in police stations and tehsils for getting their dues against mills and they are being lathicharged. This is the situation of Uttar Pradesh.

I would like to say that humanity is being hurt in Uttar Pradesh. I would like to say that people holding high constitutional offices are misusing the power and people will lose faith in democracy if such persons are not checked. Today if a case is fabricated against a 70 year old person, father of Raghuraj Pratap Singh, people of the state will feel that persons holding high offices are making mockery of democracy and misusing their offices. I have no doubt that in such a situation not only young people but aged people will also be compelled to take up arms for direct confrontation with the Government. Then the situation like North-East will come up in the State.

Therefore, I would like to make a humble submission that democracy should not be suffocated. If you have a confidence that BJP-Bahujan Samaj Party Coalition Government enjoys majority in Uttar Pradesh then session of Legislative Assembly should be summoned. Through you, I would like to say that recently a national seminar was organised in Central Hall on the issue of discipline and decency wherein it was decided that session of legislative assembly should be summoned for 90 days in big states and at least 120 or 125 days by Lok Sabha. Now this convention is not being followed. All the proofs are against them even then they claim that their government enjoys majority there.

MR. DEPUTY SPEAKER: Please conclude now.

KUNWAR AKHILESH SINGH: I would like to say that this House is the soul of democracy and apex body of the country. In this apex House, I would like to make an appeal that democracy is being murdered in Uttar Pradesh and should be checked immediately. I do not say that Mayawati Government should be dismissed and our party should be asked to form the government but I would like to say that session of Legislative Assembly of Uttar Pradesh should be summoned immediately and majority should be tested on the floor of the House.

[English]

SHRI BASU DEB ACHARIA (Bankura): Sir, it appears that the developments in Uttar Pradesh are most probably going to be the BJP's Waterloo and are going to herald the beginning of the end of that party's fortunes not only in Uttar Pradesh but all over the country.

We had not raised this question when the BSP and BJP Government was installed in the month of May this year. Why are we raising this question and why the action of the Governor is being questioned also? Is it not a fact that the action of the Governor has been discussed on the floor of this House?...*(Interruptions)*

[Translation]

SHRI VINAY KATIYAR: What do you know about Uttar Pradesh.

SHRI BASU DEB ACHARIA: I know all that.

MR. DEPUTY SPEAKER: Katiyarji, you are a senior member. Do not make commentary in this way.

SHRI VINAY KATIYAR: Just now when I raised the issue of Bengal then he asked me to confine to Uttar Pradesh.

SHRI BASU DEB ACHARIA: The discussion is being held on Uttar Pradesh and you are talking about Bengal. I have also given a notice on this subject alongwith Mulayam Singhji.

SHRI VINAY KATIYAR: Mulayam Singhji has not made any sort of compromise. You formed Third Front, but he did not join that and not given single seat to you in election.

SHRI BASU DEB ACHARIA: Compromise will be made again. We will again united against BJP and Congress will also join that. We will fight unitedly against communal forces. It has been started.

[English]

Sir, when the BJP was in the Opposition and when there was such a situation in Uttar Pradesh, the

[Shri Basu Deb Acharia]

Adjournment Motion, which was admitted, was moved by no less than a person then the Leader of the Opposition, Shri Atal Bihari Vajpayee. That Adjournment Motion was defeated. The role of the then Governor of Uttar Pradesh was discussed here on the floor of this House. We are questionning the role of the Governor.

Sir, the Sarkaria Commission has very clearly stated in para 4.6.09 that a Governor should be a person from outside the State. But the present Governor was elected from Uttar Pradesh to Rajya Sabha. I quote:-

> "He should be a detached figure, not too intimately connected with local politics of the State."

But he was elected from Uttar Pradesh to the Rajya Sabha. I further quote:

> "He should be a person who has not taken too great a part in politics generally and particularly in the recent past."

He resigned his Rajya Sabha seat, became the Governor of Himachal Pradesh and then transferred to Uttar Pradesh. So, all the guidelines of Sarkaria Commission are blatantly violated by NDA Government while appointing Governors in various States.

Sir, what happened in 1996? After the General Elections when BJP became the largest party, the Leader of the largest party was called to form the Government. In 1989 General Elections, the Congress was defeated, but the Congress was the largest party in Lok Sabha. The Leader of Congress Party, Shri Rajiv Gandhi, was invited to form the Government. However. He refused to form the Government. Then, Shri Vishwanath Paratp Singh was invited to form the Government and the National Front Government was formed and installed.

Sir, we raised this question after the last election in Uttar Pradesh.

[Translation]

In this House we raised this question. Hon'ble Prime Minister was present here.

[English]

Why should there be a double standard—one standard for the Bhartiya Janata Party and the other for others? You became the Prime Minister. You knew fully well that you had no majority. Knowing it fully well, you remained as a Prime Minister for 13 days. In Uttar Pradesh, after the last Assembly election, the Samajwadi Party became the largest Party. The Samajwadi Party got 145 seats. Why was the Samajwadi Party not called by the Governor to form the Government? We question the action of the Governor. The Governor waited for more than two months. The election was over in the month of February. The BJP-BSP Government was installed in the first week of May. Why was it so? The Governor waited for two months. He waited for a compromise between the BJP and the BSP. So, their question was raised.

The Babri Masjid was demolished on 6th December, 1992. The affidavit in respect of three Ministers, who are still accused, was rejected on technical grounds and the court asked the Government of Uttar Pradesh to file fresh affidavit. Before the election, Kumari Mayawati, in all her election meetings in Uttar Pradesh, during campaigning, assured the people of Uttar Pradesh that if she becomes the Chief Minister she would see that the affidavit is filed.

[Translation]

Everybody knows that what happened after wards. What are the reasons for that. The Government formed here have difference of ideology. BJP is in favour of theocratic state.

SHRI RAM NAIK: Who says that.

SHRI BASU DEB ACHARIA: On one side Mayawati is there and secondly they are dalits. How they came together.

[English]

SHRI RAM NAIK: Shri Basu Deb Acharia, just a minute. The BJP has never said that we believe in the theocratic State. I just want to rectify it...*(Interruptions)*

[Translation]

SHRI BASU DEB ACHARIA: How they both joined each other.

[English]

They had the experience. When there was an arrangement in 1996, for the first time in our country,

[Translation]

It has never happened?

[English]

It was that one would be the Chief Minister for six months and then, after six months another would be the Chief Minister. The Government fell after six months.

[Translation]

After that what BJP did to remain in power.

[English]

The remain in power, the BJP engineered defections in the Congress and the Loktantrik Congress Party was formed. The BJP engineered defections in the BSP and another party was formed. Then the BJP continued in the Government.

[Translation]

The Government continued for 5 years after that.

[English]

When the BJP was defeated and rejected by the people, they openly announced and declared that the BJP would not form the Government.

[Translation]

We will remain in opposition. Whether it was not stated? How it changed. Why did they compromised and then joined. All know what bargaining has been done in this matter.

THE MINISTER OF STATE IN THE MINISTRY OF LABOUR (SHRI ASHOK PRADHAN): No bargaining has been done...*(Interruptions)*

SHRI BASU DEB ACHARIA: Why you were saying that you will not remain in power as you were rejected...*(Interruptions)*

[English]

What was the mandate of the people of Uttar Pradesh? Shri Ram Naik, please tell us whether the mandate was against the Bharatiya Janata Party or not. The mandate was against the BJP.

[Translation]

Even then you joined the Government...*(Interruptions)*

SHRI ASHOK PRADHAN: The MLAs were elected by public. They were not outsiders. Thus coalition government was formed. It was a mandate given by public of Uttar Pradesh.

[English]

SHRI BASU DEB ACHARIA: What moral values does BJP have?...*(Interruptions)* Your party is a party of difference. What is the difference? What moral values do you have? You have sacrificed everything to remain in power...*(Interruptions)* The hon. Minister of State referred to the judgement in S.R. Bommai case here. What has been said in the judgement? Sir, it has been said:

> "The principle of democracy underlying our Constitution necessarily means that any such question should be decided on the floor of the House"

Here, 'any such question' means whether any Government has majority or not. It further says:

> "The House is the place where the democracy is in action. It is not for the Governor to determine said question on his own or on his verification. This is not a matter within his subjective satisfaction. It is an objective fact capable of being established on the floor of the House."

[Translation]

It is being stated that how the Government came in minority now. Whether it has been proved. We have not raised this issued?

[English]

We have not raised this question for the last four or five months. Why are we raising this question now? It is because there has been dissension. A number of MLAs defected. They expressed their dissension. A number of independent MLAs were supporting the BSP-BJP Government. Now, they have withdrawn their support and it has been proved. When there was election of Legislative Council, though the Congress abstained from voting, how many votes did this coalition get?

[Translation]

They said that it was a calculation made outside the Assembly and we want to prove that inside Assembly.

[English]

It is not outside. The election was held inside the Assembly.

[Translation]

The election of council was held inside the Assembly, what happened there?

[English]

How many votes did they get? They got 194 votes. How many votes are required for getting majority. The number of votes required for getting majority is 202 or 203.

[Shri Basu Deb Acharia]

[Translation]

Ten MLAs of your Party defected.

[English]

When the question has been raised, our Governor...*(Interruptions)*

[Translation]

SHRI SHYAM BIHARI MISHRA: How votes of MLCs will be added in majority...*(Interruptions)*

[English]

SHRI BASU DEB ACHARIA: Shri Mishra, this is your argument.

[Translation]

MR. DEPUTY SPEAKER: Achariaji, please conclude within two minutes.

SHRI BASU DEB ACHARIA: Sir, it cannot be concluded within two minutes. It will take some more time and so please give me a little more time.

MR. DEPUTY SPEAKER: An hon'ble Member of your party has consumed lot of time. You will be able to conclude early, if you address to me.

SHRI BASU DEB ACHARIA: Sir, all right.

[English]

When it has been proved that Government in Uttar Pradesh was reduced to minority, it is suprising to see the statement issued by the Governor—I have not seen any Governor issuing such statements—that the Government has majority. He asked Shri Mulayam Singh Yadav to prove his majority, to come with his list and then he would summon the Assembly.

[Translation]

How will they do it, you summon the Assembly.

[English]

Why are you afraid of summoning the Assembly? Shri Mishra, why are you afraid of facing the Assembly?

[Translation]

SHRI ASHOK PRADHAN: We will face Legislative Assembly and there is no problem in it.

SHRI SHYAM BIHARI MISHRA: Session of Legislative Assembly will be summoned, at that time this issue would be raised and then your misunderstanding will be removed.

[English]

SHRI BASU DEB ACHARIA: Who will decide? Will the Governor decide on his own? Why is the Governor not summoning the Assembly? We are not demanding to remove this Government as it has become a minority Government. We are not asking for that. Our simple demand is to summon the Assembly, and Kumari Mayawati's Government should be asked to prove its majority not in Raj Bhawan but in the Assembly. This has been clearly stated in the Bommai case. Why is the Governor not asking the Mayawati Government to prove her majority? What prevents him from asking her to prove her majority? Shri Ram Naik, when it happened in Maharashtra, the Chief Minister was asked by the Governor to prove his majority in the Assembly. Why should there be another standard for Uttar Pradesh? The Chief Minister of Maharashtra proved his majority, when the Governor summoned the Assembly.

[Translation]

You are nodding your head. You tried your best but could not topple the government.

SHRI CHANDRAKANT KHAIRE (Aurangabad, Maharashtra): You may witness that our party will come to power there.

SHRI BASU DEB ACHARIA: It is not so easy.

MR. DEPUTY SPEAKER: Mr. Khaire. I am managing situation with great efforts. Please do not interrupt. Let him speak.

[Translation]

SHRI BASU DEB ACHARIA: Sir, I support the Motion moved by Shri Mulayam Singh Yadav. I demand that Governor of Uttar Pradesh should summon the Assembly; he should ask Kumari Mayawati to prove her majority by summoning the Assembly.

[Translation]

You should prove your majority by summoning the session of legislative assembly at the earliest. Congress

party has also raised a demand before the Governor to summon the session. Congress party has also said that the Government is in minority now and it is responsibility of the Governor to prove the majority in Legislative Assembly and this is the demand of my party also. While replying to the debate, the Minister of Home Affairs should tell about it and instructions should be issued to the Governor that he should summon the session of assembly to prove the majority.

[English]

MR. DEPUTY SPEAKER: The list of speakers is exhausted. The reply of the hon. Deputy Prime Minister will be on 28th November, 2002. Now, the House stands adjourned to meet again tomorrow at 11 a.m.

20.35 hrs.

The Lok Sabha then adjourned till Eleven of the Clock on Wednesday, November 27, 2002/ Agrahayana 6, 1924 (Saka).